

**TOWNSHIP OF EAGLESWOOD  
REGULAR MEETING  
APRIL 25, 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 Thomas, Pine, Rivas. Also present were Thomas Monahan, Sgt. Brady, and Howard Butensky.

**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 no one from the Press.

**STATE POLICE COMMUNITY REPORT**

Sgt. Brady felt that the Sahara Sands event went pretty well. In March, there were 160 motor vehicle stops, 94 calls, 2 accidents, and 84 checks on properties. Sgt. Brady asked if there were any concerns at this time, to which the Governing Body advised him there were not and thanked him for the update.

**APPROVAL OF MINUTES**

- March 28, 2012 ~ Regular Meeting
- March 28, 2012 ~ Executive Session

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

**PROCLAMATION ~ NATIONAL LIBRARY WEEK 2012**

Mayor Rivas presented the Proclamation to Chris Rodas from the Ocean County Library. Ms. Rodas advised the Committee that they can rent free e books now.

**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.

Howard Butensky explained he was present with his client, Peter Weidhorn, concerning the airport. They have expanded their request to include a portion of Old Country Road and more of Cedar Lane. Mr. Weidhorn has improved the first portion of Cedar Lane. They would like a realignment and vacation of both roads. They also requested a sign on Lot 2, owned by the Township. They want a 20 x 20 sign. Wayne Thomas advised them that the legal size for a sign is 32 square feet. Mayor Rivas was also concerned with the site triangle. They would be willing to lease a portion of the property from the Township and maintain it. Mr. Butensky wanted to update the Committee on their master plan for the airport, including lighting. Thomas Monahan explained that since two of the Committee members sit on the Land Use Board, it would not be prudent to explain this.

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

## **INTRODUCTION ~ ORDINANCE 2012-05 – EXCEED CAP**

James Pine made a motion to introduce Ordinance 2012-05, with public hearing to be held May 23<sup>rd</sup>, seconded by Wayne Thomas. Ayes – Thomas, Pine, Rivas. Nays – None. Abstain – None. Motion carried.

## **INTRODUCTION ~ ORDINANCE 2012-06 – INCREASE ABC LICENSE FEES**

James Pine made a motion to introduce Ordinance 2012-06, with public hearing to be held May 23<sup>rd</sup>, seconded by Wayne Thomas. Ayes – Thomas, Pine, Rivas. Nays – None. Abstain – None. Motion carried.

## **RESOLUTION 2012-48 ~ REFUND ESCROW BLOCK 4, LOT 194.04**

James Pine made a motion to adopt Resolution 2012-48, seconded by Wayne Thomas. Ayes – Thomas, Pine, Rivas. Nays – None. Motion carried.

## **RESOLUTION 2012-49 ~ TAX JUDGEMENT REFUND BLOCK 4, LOT 41**

James Pine made a motion to adopt Resolution 2012-49, seconded by Wayne Thomas. Ayes – Thomas, Pine, Rivas. Nays – None. Motion carried.

## **RESOLUTION 2012-50 ~ RAFFLE 50/50 LICENSE RA: 2012-01 GREAT BAY EMS**

James Pine made a motion to adopt Resolution 2012-50, seconded by Wayne Thomas. Ayes – Thomas, Pine, Rivas. Nays – None. Motion carried.

## **RESOLUTION 2012-51 ~ CHANGE ORDER #1 COX AVENUE IMPROVEMENTS (ARAWAK PAVING)**

James Pine made a motion to adopt Resolution 2012-51, seconded by Wayne Thomas. Ayes – Thomas, Pine, Rivas. Nays – None. Motion carried.

## **BILL LIST**

Wayne Thomas made a motion to approve the bills from the bill list, seconded by James Pine, with Mr. Pine abstaining on #8 (Ocean County). Ayes – Thomas, Pine, Rivas. Nays – None. Motion carried.

## **CORRESPONDENCE**

1. DEP saltwater angles register online for free fishing registry.
2. Bd of Ed meeting rescheduled fr. 4/24 to 4/23 @ 7.
3. NJ clean Air council annual hearing 4/11 9:30 a.m. Trenton.
4. Pt. Pleasant beach res to restore emergency taxes to municipalities.
5. Local aid infrastructure fund & safe streets to transit grants announced.
6. OC Health Dept complaint – burning chemicals near Sandy Ts – not verified.
7. OC Health – res. National Poison Prevention Week 3/18-24; Public Health Week 4/2-8.
8. OC Health minutes 3/7.
9. Ck. Fr. Antoinetta's for Mallon bill (\$500).
10. Legislative Bulletin.
11. Rt. 9 will be no passing zone.
12. Gov Christie letter re: savings fr. PERS (employee contributions up).
13. 2012 annual legislative correspondents club show.
14. Waterfront Dev. General Permit B-4, L-94.
15. League seminar – A review of the OPRA 6/1 – Mt. Laurel.
16. League – Affordable housing/trust fund \$ Support A2717 extend housing trust funds.
17. League – State Office of information technology presentation 4/5.
18. Building Dept. month report (March).
19. League seminar – a review of the OPRA 6/1 9-12:30 Mt. Laurel.
20. Notice of violation – 106 Cox's Lane – need water analysis.
21. Sanitary Inspection Report – Jeffreeze – satisfactory.
22. Ocean Co 'Welcome Home Vietnam Veterans Day.'
23. Res Brick – State aid for education should be fair.
24. DEP – Flood Hazard Area Permit is required.
25. Request fr. Pastor Dan McKillop for skate clinic 6/9. C: DR. Thomas Monahan will

- contact Pastor McKillop to obtain the insurance rider.
26. Pt. Pleasant res opposing S1451/A2426 – OPMA & OPRA.
  27. March tax & sewer receipts.
  28. Ck fr. Scibal for lamp post hit \$178.00.
  29. Jackson Twp support S243/A327 volunteer protection leg.
  30. League – Hiring Our Heroes job fair 9/12 Trenton, NJ.
  31. League – Sustainable Jersey – announce \$200,000 for municipal sustainability projects.
  32. Ocean Co. Health notice of violation 676 Cedar Lane – no water analysis done.
  33. League – US Supreme Ct. decision qualified immunity for p/t gvt employees.
  34. Regional Police training facility on Rt. 539 - want resolution.
  35. Letter fr. Gov. Christie to Susan Raylman re: Drug court in lieu of jail.
  36. Tax appeal B-36, L-9.02 & B-9, L-3.
  37. Zoning & LUB monthly reports.
  38. League Interlocal advisory service.
  39. NJDOT complete streets training workshop.
  40. League – energy receipts restoration conference update.
  41. OC Health res. National volunteer week.
  42. OC Health dept. minutes 3/21.
  43. League workshop a review of OPRA.
  44. Resignation fr. James Kelly fr. Environmental.
  45. League webinar sustainable Jersey – includes in person.
  46. March cash receipts.
  47. B-4, L-94 reapp for waterfront dev. Permit.
  48. League – energy receipts restoration press conference update.
  49. Admin recruitment & selection advisory service.
  50. Support men & women in inform.
  51. New publication on support for small businesses avail on line.
  52. Energy tax receipts restoration effort continues.
  53. Letter of map amendment determination document removal 106 Tanglewood Dr FEMA
  54. Beach Haven interested in entering into shared services for offsite storage of some permanent records.
  55. DOT traffic reg – no passing zones US 9.
  56. Pinelands meeting 4/13.
  57. Atlantic City Electric public hearing 5/3 Mays Landing.
  58. OC Older adult traffic safety committee – anniversary.
  59. OC Soil health conference 5/30 \$35.00.
  60. Notice of Intent to renew aeronautical facility for Eagles Nest Airport.

### **COMMITTEE REPORTS**

James Pine reported that he went over the zoning report with Karl, Sherry, and Elaine. Mayor Rivas asked about the property on Rt. 9. The Clerk explained that Stafford Township was involved as the building is not secure and is in much need of repair. The Clerk will have Mr. Sillitoe look into the property maintenance code on this property.

Mayor Rivas reported that the Sahara Sands was a huge success and thanked on the volunteers. They will have to decide on the donation to the fire company. The forest Fire people also came out due to the dryness and concern with fires. James Pine also thanked the volunteers and noted that it was the same faces all the time. Wayne Thomas felt that taking into account our population, there is a good amount of volunteers.

**MOTION** – James Pine made a motion to give a \$500.00 donation to the Eagleswood Fire Company, seconded by Wayne Thomas. Ayes – Thomas, Pine, Rivas. Nays – None. Motion carried.

Mayor Rivas congratulated Ms, Cummings on passing her second course for tax collector. She will sit for the exam in October.

Wayne Thomas reported that Environmental had their clean up. They also picked the winners from the elementary school for their posters on saving the planet. Bags will be printed with the winner's poster.

### **RESOLUTION 2012-52 ~ EXECUTIVE SESSION (Litigation, Attorney-Client Privilege)**

Wayne Thomas made a motion to adopt Resolution 2012-52, seconded by James Pine. Ayes – Thomas, Pine, Rivas. Nays – None. Motion carried.

The Committee, Thomas Monahan, and the Clerk entered executive session at 7:52 p.m.

**RECONVENE TO REGULAR SESSION**

Mayor Rivas reconvened to regular session at 9:08 p.m.

**RESOLUTION 2012-53 ~ AWARD CONTRACT FOR CODIFICATION**

Wayne Thomas made a motion to adopt Resolution 2012-53, seconded by James Pine. Ayes – Thomas, Pine, Rivas. Nays – None. Motion carried.

**RESOLUTION 2012-54 ~ OPPOSE S1451 AND S1452**

Wayne Thomas made a motion to adopt Resolution 2012-54, seconded by James Pine. 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 9:10 p.m.

Respectfully submitted,

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





