

**TOWNSHIP OF EAGLESWOOD
REGULAR MEETING
MAY 23, 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 James Pine and Debra Rivas. Wayne Thomas was absent. Also present was Thomas Monahan.

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 had called advising he would not be able to attend this evening’s meeting.

APPROVAL OF MINUTES

- April 25, 2012 ~ Regular Meeting
- April 25, 2012 ~ Executive Session

MOTION – James Pine made a motion to approve the above referenced minutes, seconded by Debra Rivas. Ayes –Pine, Rivas. Nays – None. Absent – 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 Debra Rivas, and unanimously carried.

There was none.

MOTION – James Pine made a motion to close public comment, seconded by Debra Rivas, and unanimously carried.

PUBLIC HEARING ~ ORDINANCE 2012-05 – EXCEED CAP

James Pine made a motion open the meeting to public hearing on Ordinance 2012-05, seconded by Debra Rivas. Ayes –Pine, Rivas. Nays – None. Absent – Thomas. Motion carried.

ADOPTION ~ ORDINANCE 2012-05 – EXCEED CAP

James Pine made a motion to adopt Ordinance 2012-05, seconded by Debra Rivas. Ayes –Pine, Rivas. Nays – None. Absent – Thomas. Motion carried.

PUBLIC HEARING ~ ORDINANCE 2012-06 – INCREASE ABC LICENSE FEES

James Pine made a motion open the meeting to public hearing on Ordinance 2012-06, seconded by Debra Rivas. Ayes –Pine, Rivas. Nays – None. Absent – Thomas. Motion carried.

ADOPTION~ ORDINANCE 2012-06

James Pine made a motion to adopt Ordinance 2012-06, seconded by Debra Rivas. Ayes –Pine, Rivas. Nays – None. Absent – Thomas. Motion carried.

BILL LIST

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

CORRESPONDENCE

1. Legislative bulletin 4/12.
2. DEP Barnegat Bay Blitz Watershed Cleanup.
3. Pinelands meeting 5/11.
4. League – property tax funding restoration committee action scheduled 5/17.
5. League – posting public contracts on PERC website.
6. League webinar US supreme ct. cases.
7. Fed trans policy debates continue.
8. OC Sanitary Inspection report – Mobile ice cream truck – satisfactory.
9. Congressman John Runyan – amend HR 5326 to increase funding for law enforcement.
10. OC Planning – consent resolution for draft sewer service area boundaries
11. League – S1914 User Fees testimony before Senate to oppose.
12. League – Supreme Ct. decision *Seals v. County of Morris* – County not liable for utility pole location.
13. Annual Debt Statement rec'd fr. State.
14. US Homeland Security/Coast Guard replacing Rt. 72 bridge to LBI.
15. AC Electric – public hearing for rate increases 5/31, Mays Landing.
16. OC Environmental meeting minutes 4/19/12.
17. DOT accepting apps for 2012 Trans Enhancement program (cultural, aesthetic, historic, environmental).
18. OC Health minutes 4/18/12.
19. A2950 extends time municipalities have to commit fees to 6 years.
20. OC Mayors' Assn support community med center's app for new cardiac surgery program.
21. Landmark wants to purchase billboard.
22. Kenneth Zaepfel wants to sell property on Dock Rd to Eagleswood. C: all.
23. Peacetime military service & pension credits.
24. DOT advance traffic impact notice – new traffic pattern 6/7/12 permanent traffic shift Rt. 9 for bridge replacement.
25. OC Planning Bd asking for consent resolution for draft sewer service area boundaries.
26. Tax & Sewer report – April.
27. OC Violation – final notice 392 Dock Rd – water analysis not done.
28. S1914 – user fee bill to be included within cap.
29. Pinelands meeting 5/29.
30. State – Updates to FCC narrow banding mandate deadline to 1/1/13. C: RL.
31. League – Sustainable Jersey free financing advice & Media info (implement energy efficiency upgrades & alternative energy projects).
32. Invite to Committee to Senior Career Exploration Projects.
33. CDC proposes Hep testing guidelines for boomers.
34. Senator Pennacchio S302 “Transparency in Government Act” – State public finance website.
35. Ocean Co. Dept. Transportation services – public hearing for app for funding fr. NJ Transit – 6/21 1:00 p.m.
36. League – asking for articles for League magazine.
37. NJ Transit public hearing 6/12 Newark; 6/13 Wayne.
38. League – User Fee bill released fr Committee – headed to Senate.
39. ACR-37 – overturning DEP waiver rule – League opposed.
40. 2012 Tax Effect fr. Sandy.
41. League – support our Vets – Participate in Jeans for Troops Day.
42. OC Environmental minutes of 4/19/12 meeting.
43. League – funding restoration bill postponed.
44. Recommendation to approve NJ State Office of Info Tech tower plan for Pinelands.
45. OC Planning Bd minutes 5/2.
46. NJDOT request to replace storm drains when they overlay Rt. 9 this year. Committee concurs.
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COMMITTEE REPORTS

COAH was discussed. Thomas Monahan has an attorney who deals only with COAH and he suggested the Committee appoint him not to exceed \$17,500. Mr. Monahan contacted the attorney (Mike Jezeniak of the Toms River Board of Education) and he is willing to come out. Mayor Rivas asked to wait for Wayne Thomas prior to hiring this man to find out what can be done to protect our money which is in the Trust Account. Mr. Monahan advised the Committee not to delay.

Mr. Monahan spoke with the attorney for Eagleswood Lake Reserve who felt that the proposed mining ordinance was too restrictive with no time to correct any problems. Mr. Monahan tried contacting him to discuss it; however, he did not get a return call.

Mayor Rivas brought up the garbage company and complaints that Public Works has. The Committee asked that the Administrator meet with the owners and Public Works Supervisor to discuss the problems.

RESOLUTION 2012-56 ~ EXECUTIVE SESSION (Litigation, Attorney-Client Privilege)

NOT ADOPTED

ADJOURNMENT

James Pine made a motion to adjourn, seconded by Debra Rivas, and unanimously carried. The meeting was adjourned at 7:39 p.m.

Respectfully submitted,

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

