

Eagleswood Township Regular Meeting Minutes February 24, 2014

CALL TO ORDER

The Regular Meeting of the Township Committee of the Township of Eagleswood was called to order by Mayor Debra Rivas at 07:00 p.m. Mayor Rivas led in the Salute to the Flag.

ROLL CALL: Roll Call was administered by Acting Municipal Clerk as follows:

COMMITTEE	PRESENT	ABSENT	LATE
Committee Member Pasternak	X		
Deputy Mayor Thomas	X		
Mayor Rivas	X		

Also present was Attorney Tom Monahan, Acting Municipal Clerk Lisa H. Hand and Acting Chief Financial Officer Kristen Manning

STATEMENT - PROVISIONS OF THE OPEN PUBLIC MEETINGS ACT

“Provisions of the Open Public Meetings Act have been met. Notice of this meeting, Resolution 2014-07, has been published in 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 07, 2014.”

PRESS IDENTIFICATION

None

APPROVAL OF MINUTES

January 23, 2014 Regular
January 23, 2014 Executive
January 27, 2014 Regular

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak		x	x				
Deputy Mayor Thomas	x		x				
Mayor Rivas			x				
		VOTE	3				

PRESENTATION-

None

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

MOTION- Deputy Mayor Thomas made a motion to open the meeting to public comment, seconded by Committee Member Pasternak, and unanimously carried.

Joan Bragg- Bayview Drive - Mrs. Bragg stated that she has a problem with her Tax bill. There was no adjustment on her bill for Super Storm Sandy. Mrs. Bragg contacted Mr. Millman regarding her reduction. Mr. Millman stated

that an H72 was completed but did not go thru. Mr. Millman stated to Mrs. Bragg that he is no longer the Tax Assessor Eagleswood Township. Mr. Millman instructed Mrs. Bragg to contact the new Tax Assessor Mr. Seeger. Mrs. Bragg did contact Mr. Seeger and was not satisfied with Mr. Seeger response. Mr. Seeger stated he wanted to come out and look at her property in order to properly assess her concerns. Mr. Seeger stated that Mrs. Bragg should file an appeal. Mrs. Bragg states that she doesn't feel she should have to take a day off and fight for something that she is past entitled too. Mrs. Bragg stated they are still working on restoring their house on Dock Road and they are not back in their home. Mrs. Bragg would like the Committee to intervene. Mayor Rivas has requested that Mrs. Bragg contact Mr. Seeger. Deputy Mayor Thomas stated that the committee will reach out to Mr. Millman and Mr. Seeger to see what was done.

Mrs. Susan Ricciardi - Rosa Swap Road: She would like to know if there was any update regarding the Helicopter flying over her home. A letter was sent to Lt. Drey from the Coast Guard and we are waiting for a response. Mayor Rivas requested the Clerk to follow up and see if we can get a response. Mrs. Ricciardi stated that the steps at the Historical Society Building look really good however; she is concerned that railings are now needed. The back steps were removed and boarded up making building look abandoned.

Mr. Gordon- Dock Road- He is concerned that the bog is not cleaned up where the contractor was working on the Side Walk extension. Mr. Gordon stated there is concrete and busted up pavers left behind. Deputy Thomas requested the Clerk contact Owen and Little and have them check to make sure that this is addressed.

MOTION to close Public Participation was made by Deputy Mayor Thomas and seconded by Committee Member Pasternak and unanimously carried.

DISCUSSION

There was a brief discussion regarding the Eagles Nest Airport- Mayor Rivas is continuing to work with the committee regarding the recent complaints on the Helicopters that were flying around the resident's home.

The replacement fence for Dock Road was discussed. The Supervisor in Public Works obtained three (3) quotes - the quotes were broken out for Equipment only and labor only. The committee is requesting the Supervisor of DPW contact the vendors to get exact numbers- after this is obtained the committee will decide on how they want to proceed- one option being hiring a vendor to do the fence in total or the second option being purchasing the material and having the DPW department install.

ORDINANCES INTRODUCTION:

2014-01

ORDINANCE NO.2014-001

AN ORDINANCE OF THE TOWNSHIP OF EAGLESWOOD, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR THE ACQUISITION OF GRINDER PUMPS IN AND FOR THE TOWNSHIP OF EAGLESWOOD AND APPROPRIATING \$1,160,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$1,160,000 IN BONDS OR NOTES OF THE TOWNSHIP OF EAGLESWOOD TO FINANCE THE SAME

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF EAGLESWOOD, IN THE COUNTY OF OCEAN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Eagleswood, in the County of Ocean, New Jersey (the "Township"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum

of \$1,160,000. No down payment is required in connection with the improvements or purposes for which obligations are authorized as provided in Section 3 hereof as said purposes are deemed to be self-liquidating and the obligations authorized herein are deductible from the gross debt of the Township, as more fully explained in Section 6(e) of this bond ordinance.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$1,160,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds or notes, 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 improvement hereby authorized and the purpose for which the bonds or notes are to be issued is the acquisition and installation of grinder pumps, and including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. 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 the notes pursuant to this bond ordinance is made. Such report must 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 capital budget or temporary capital budget (as applicable) of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. No part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the 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 \$1,160,000, but that the net debt of the Township determined as provided in the Local Bond Law is not increased by this bond ordinance and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding \$232,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvement or purpose.

(e) This bond ordinance authorizes obligations of the Township solely for a purpose described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed

to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Township is 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 the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

NOTICE

NOTICE IS HERBY GIVEN that the foregoing ordinance was introduced and passed by the Township Committee on first reading at a meeting of the Township Committee of the Township of Eagleswood held on the 24th day of February, 2014, and will be considered for second and final passage at a regular meeting of the Township Committee to be held on the 24th of March, 2014, at 7:00 p.m., prevailing time, at the Municipal Building located at 146 Division Street West Creek, NJ 08092, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak		x	x				
Deputy Mayor Thomas	x		x				
Mayor Rivas			x				
		VOTE	3				

2014-02

ORDINANCE NO. 2014-002

AN ORDINANCE OF THE TOWNSHIP OF EAGLESWOOD IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR THE REPLACEMENT OF THE BULKHEAD AND GAZEBO ON DOCK ROAD IN AND FOR THE TOWNSHIP OF EAGLESWOOD AND APPROPRIATING \$500,000 THEREFOR AND PROVIDING FOR THE ISSUANCE OF \$475,000 IN BONDS OR NOTES OF THE TOWNSHIP OF EAGLESWOOD TO FINANCE SAME

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF EAGLESWOOD, IN THE COUNTY OF OCEAN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Eagleswood, in the County of Ocean, New Jersey (the "Township"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of money therein stated as the appropriation made for the improvement or purpose, such sum amounting to \$500,000, including the sum of \$25,000 from the capital improvement fund as the down payment for the improvement or purpose required by the Local Bond Law. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$475,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds or notes, 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 improvement hereby authorized and the purpose for which the bonds or notes are to be issued is for the replacement of the bulkhead and the gazebo on Dock Road with a vinyl bulkhead and wooden gazebo, and including all work and materials necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. 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 the notes pursuant to this bond ordinance is made. Such report must 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 capital budget or temporary capital budget (as applicable) of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose 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 period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the 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 \$475,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding \$100,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvement or purpose.

(e) The Township reasonably expects to commence acquisition and/or construction of the improvement or purpose described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Township is 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 the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Township Committee of the Township hereby covenants on behalf of the Township to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

NOTICE

NOTICE IS HERBY GIVEN that the foregoing ordinance was introduced and passed by the Township Committee on first reading at a meeting of the Township Committee of the Township of Eagleswood held on the 24th day of February, 2014, and will be considered for second and final passage at a regular meeting of the Township Committee to be held on the 24th of March, 2014, at 7:00 p.m., prevailing time, at the Municipal Building located at 146 Division Street West Creek, NJ 08092, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak		x	x				
Deputy Mayor Thomas	x		x				
Mayor Rivas			x				
		VOTE	3				

RESOLUTIONS:

2014-34

RESOLUTION 2014-034

RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE OCEAN COUNTY TOURISM ADVISORY COUNCIL

WHEREAS it is the desire of the Township of Eagleswood to file a grant application with the Ocean County Tourism Advisory Council; and

WHEREAS, the Ocean County Tourism Advisory council offers Matching Promotional Grants, meaning that the townships must match the given grant amount dollar-for-dollar; and

WHEREAS the total amount must be used to fund promotional activities and cannot be used to pay for costs associated with holding the event, journals that contain primarily advertising and/or newsletters dealing mainly with the non-tourism promotional topics or for a single event.

NOW BE IT RESOLVED, by the governing body of the Township of Eagleswood, County of Ocean, State of New Jersey, as follows:

1. That the governing body does hereby authorize the filing of a grant application with the Ocean county Tourism Advisory council
2. That the governing body does hereby authorize the Chief Financial Officer to complete and execute the application and all other necessary documentation necessary to obtain said grant.
3. That a certified copy of this resolution be forwarded to the Ocean County Tourism Advisory Council and the Chief Financial Officer.

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak	x		x				
Deputy Mayor Thomas		x	x				
Mayor Rivas			x				
		VOTE	3				

2014-35

TOWNSHIP OF EAGLESWOOD

RESOLUTION 2014-035

**RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE APPROVAL OF BINGO LICENSE
NO. BA-2014-B-001**

WHEREAS, application has been made to the Township Committee of the Township of Eagleswood, by Eagleswood Elementary PTA for a Bingo License; and

WHEREAS, the Township of Eagleswood has waived the application fee for the municipality and the applicant has completed all requirements of the New Jersey State Gaming Commission;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Eagleswood, having made an investigation and satisfied themselves that all requirements, rules and regulations have been complied with, now order that Bingo License, No. BA-2014-B-001, Identification No. 111-5-32864 be approved.

BE IT FURTHER RESOLVED, that the proper officials be authorized to sign all necessary papers on behalf of the Township of Eagleswood and certification be made to the Legalized Games of Chance Gaming Commission.

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak	x		x				
Deputy Mayor Thomas		x	x				
Mayor Rivas			x				
		VOTE	3				

2014-36

TOWNSHIP OF EAGLESWOOD

RESOLUTION 2014-036

**RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE APPROVAL OF RAFFLE LICENSE
NO. RA-2014-C-001**

WHEREAS, application has been made to the Township Committee of the Township of Eagleswood, by Eagleswood Elementary PTA for 50/50 Raffle License; and

WHEREAS, the Township of Eagleswood has waived the application fee for the municipality and the applicant has completed all requirements of the New Jersey State Gaming Commission;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Eagleswood, having made an investigation and satisfied themselves that all requirements, rules and regulations have been complied with, now order that Raffle License, No. RA-2014-C-001, Identification No. 111-5-32864 be approved.

BE IT FURTHER RESOLVED, that the proper officials be authorized to sign all necessary papers on behalf of the Township of Eagleswood and certification be made to the Legalized Games of Chance Gaming Commission.

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak	x		x				
Deputy Mayor Thomas		x	x				
Mayor Rivas			x				
		VOTE	3				

2014-37

TOWNSHIP OF EAGLESWOOD

RESOLUTION 2014-037

**RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE APPROVAL OF RAFFLE LICENSE
NO. RA-2014-R-001**

WHEREAS, application has been made to the Township Committee of the Township of Eagleswood, by Eagleswood Elementary PTA for a Merchandise Raffle License; and

WHEREAS, the Township of Eagleswood has waived the application fee for the municipality and the applicant has completed all requirements of the New Jersey State Gaming Commission;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Eagleswood, having made an investigation and satisfied themselves that all requirements, rules and regulations have been complied with, now order that Raffle License, No. RA-2014-R-001, Identification No. 111-5-32864 be approved.

BE IT FURTHER RESOLVED, that the proper officials be authorized to sign all necessary papers on behalf of the Township of Eagleswood and certification be made to the Legalized Games of Chance Gaming Commission.

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak	x		x				
Deputy Mayor Thomas		x	x				
Mayor Rivas			x				
		VOTE	3				

2014-38

RESOLUTION NUMBER 2014-038

RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY ACCEPTING AND ADOPTING THE OCEAN COUNTY MUNICIPAL JOINT INSURANCE FUND'S 2014 SAFETY MANAGEMENT PROGRAM

WHEREAS, The Township of Eagleswood is a member of the Ocean County Municipal Joint Insurance Fund (Ocean JIF); and

WHEREAS, it is the policy of the OCEAN JIF to achieve the best and most practical degree of freedom from accidents an/or injuries; and

WHEREAS, the OCEAN JIF endeavors to ensure that all of their members' employees, volunteers and public are provided with a safe and healthy environment, free from any recognized hazards; and

WHEREAS, the OCEAN JIF endeavors to ensure that all the members are in compliance with applicable safety and health requirements; and

WHEREAS, the OCEAN JIF's safety Committee is made up of volunteers representing many of the Fund's safety and health requirements; and

WHEREAS, over the past year, the OCEAN JIF's Safety committee has worked hard to develop a new SAFETY MANAGEMENT PROGRAM like none other in the State that will better represent the members of the Fund's needs; and

WHEREAS, the new Program will assist all the OCEAN JIF's members in becoming or maintaining compliance with all Public Employees Occupational Safety and Health (PEOSH) Requirements; and

WHEREAS, the OCEAN JIF has adopted the new 2014 SAFETY MANAGEMENT PROGRAM which should succeed in providing a safe, healthful and pleasant environment; and

WHEREAS, the Clerk of the Township of Eagleswood has reviewed this SAFETY MANAGEMENT PROGRAM and has recommended its adoption by the Governing Body; and

NOW; THEREFORE, BE IT RESOLVED, by the Township Committee of Eagleswood Township, County of OCEAN, State of New Jersey that the Ocean County Municipal Joint Insurance Fund SAFETY MANAGEMENT PROGRAM be adopted by the Township of Eagleswood.

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak	x		x				
Deputy Mayor Thomas		x	x				
Mayor Rivas			x				
		VOTE	3				

2014-39

**TOWNSHIP OF EAGLESWOOD
RESOLUTION 2014-039**

**RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD COUNTY OF OCEAN, STATE OF
NEW JERSEY AUTHORIZING THE DEFERRAL OF LOCAL DISTRICT SCHOOL TAX**

WHEREAS, by statute, when a municipality raises school taxes on a school year basis, an amount of not more than 50% of the levy may be deferred to the following year; and

WHEREAS, 50% of the school tax levy of the Eagleswood Township School District is \$877,437.50;

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Township of Eagleswood desires to defer school taxes to the year 2014 in the amount of \$415,000.00.

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak	x		x				
Deputy Mayor Thomas		x	x				
Mayor Rivas			x				
		VOTE	3				

2014-40

RESOLUTION 2014-040

**RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING A 2013 TAX OVERPAYMENT REFUND
ON BLOCK 1 LOT 73**

WHEREAS, the Township of Eagleswood previously assessed and collected the fourth quarter 2013 real estate tax in the amount of \$1,487.58 from Wells Fargo for Block 1 Lot 73 ; and

WHEREAS, Richard and Barbara Lally also paid said fourth quarter 2013 real estate tax in the amount of \$1487.58 and is entitled to a refund of those taxes paid for the fourth quarter of the 2013 tax year; and

WHEREAS, the Township Deputy Tax Collector has recommended the refund of a tax overpayment of \$1,487.58 on Block 1 Lot 73; and

WHEREAS, it is the desire of the Township of Eagleswood to refund said tax overpayment of \$1,487.58 to Richard and Barbara Lally .

NOW, THEREFORE BE IT RESOLVED by the Mayor and Township Committee of the Township of Eagleswood, County of Ocean, State of New Jersey, as follows:

1. That the Eagleswood Township Deputy Tax Collector is hereby authorized to refund the overpayment of \$1,487.58 on Block 1 Lot 73, 245 South Creek Drive.
2. That a copy of this resolution shall be forwarded to the Deputy Tax Collector and Treasurer.

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak		x	x				
Deputy Mayor Thomas	x		x				
Mayor Rivas			x				
		VOTE	3				

2014-41

RESOLUTION 2014-041

**RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING A TAX OVERPAYMENT REFUND
ON BLOCK 13 LOT 7 and Block 17 Lot 17**

WHEREAS, the Township of Eagleswood previously assessed and collected all of 2012/2013 real estate taxes from Rose Steiler, 184 Railroad Avenue West Creek NJ 08092, Block 13 Lot 7 and from Pamela Johnson, 219-A Route 9 West Creek NJ 08092 Block 17 Lot 17 ; and

WHEREAS, the State of New Jersey has issued Rose Steiler a "Homestead Benefit Credit" in the amount of \$128.23 to be applied to the 2012 property tax and a "Homestead Benefit Credit" to Pamela Johnson in the amount of

\$203.19 to be applied to the 2013 property tax. Both property owners are entitled to a refund of those taxes paid for the applicable year; and

WHEREAS, the Township Deputy Tax Collector has recommended the refund of a tax overpayment of \$128.23 on Block 13 Lot 7 and \$203.19 on Block 17 Lot 17; and

WHEREAS, it is the desire of the Township of Eagleswood to refund said tax overpayment of \$128.23 to Rose Steiler and \$203.19 to Pamela Johnson.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Township Committee of the Township of Eagleswood, County of Ocean, State of New Jersey, as follows:

3. That the Eagleswood Township Deputy Tax Collector is hereby authorized to refund the overpayment of \$128.23 to Rose Steiler and \$203.19 to Pamela Johnson.
4. That a copy of this resolution shall be forwarded to the Deputy Tax Collector and Treasurer.

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak		x	x				
Deputy Mayor Thomas	x		x				
Mayor Rivas			x				
		VOTE	3				

2014-42

The Committee is concerned about this- Mr. Pasternak would like to have this reviewed and make sure that this Q-Farm has been addressed properly. We can hold this and have the Deputy Tax Collector review. The Committee feels that if this is deemed correct than we will vote to approve- If found to be incorrect this shall be VOID. Mayor Rivas would like to have this tabled till the next meeting. In the Future we will require the Deputy Tax collector to include all back-up for any refund resolutions. Deputy Thomas stated that we can vote on this under the stipulation that all documentation is in order.

RESOLUTION 2014-42

**RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING A 2012 TAX OVERPAYMENT REFUND
ON BLOCK 29 LOT 18.28 QFARM**

WHEREAS, the Township of Eagleswood previously assessed and collected the first quarter real estate tax from Harry & Jennifer Rocheskey for 2012 calendar year for Block 29 Lot 18.28; and

WHEREAS, Harry & Jennifer Rocheskey have been approved for QFARM qualification for their property, Block 29 Lot 18.28 QFARM and is entitled to a refund of taxes paid for the first quarter of the 2012 tax year; and

WHEREAS, the Township Deputy Tax Collector and Tax Assessor have recommended the refund of a tax overpayment of \$1,204.52 on Block 29 Lot 18.28 QFARM; and

WHEREAS, it is the desire of the Township of Eagleswood to refund said tax overpayment of \$1,204.52 to Harry & Jennifer Rocheskey.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Township Committee of the Township of Eagleswood, County of Ocean, State of New Jersey, as follows:

5. That the Eagleswood Township Deputy Tax Collector is hereby authorized to refund the overpayment on Block 29 Lot 18.28 QFARM, 91 Bennington Way.
6. That a copy of this resolution shall be forwarded to the Deputy Tax Collector and Treasurer.

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak	x		x				
Deputy Mayor Thomas		x	x				
Mayor Rivas			x				
		VOTE	3				

After review of the above Resolution it has been determined that this was prepared incorrectly and this Resolution shall be VOID.

2014-43

RESOLUTION 2014-043

A RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE TEMPORARY BUDGET FOR THE YEAR 2014

WHEREAS Section 40A:4-19 of the Revised Statutes of the State of New Jersey provides that where any contracts or payments are to be made prior to the final adoption of the 2014 budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided; and

WHEREAS the Temporary Budget was duly adopted within the first thirty days of the budget year; and

WHEREAS it is necessary to amend the Temporary Budget so as to pay bills prior to the adoption of the budget;

NOW THEREFORE BE IT RESOLVED that the following appropriations are made prior to the final adoption of the 2014 budget and a copy of this resolution be forwarded to the Acting Chief Financial Officer for her records.

GENERAL APPROPRIATIONS	AMOUNT
MAYOR & COMMITTEE	
OTHER EXPENSES	50.00
MUNICIPAL CLERK	
OTHER EXPENSES	1,100.00
FINANCE ADMINISTRATION (TREASURY)	
SALARIES & WAGES	6,100.00
OTHER EXPENSES	1,500.00
REVENUE ADMINISTRATION (TAX COLLECTION)	
SALARIES & WAGES	3,900.00
OTHER EXPENSES	850.00
TAX ASSESSMENT ADMINISTRATION	
SALARIES & WAGES	700.00
LEGAL SERVICES	
SALARIES & WAGES	3,125.00
SPECIAL COUNSEL	1,000.00
ENGINEERING SERVICES	
OTHER EXPENSES	3,000.00
PLANNING BOARD	
SALARIES & WAGES	1,700.00
OTHER EXPENSES	1,500.00
CODE ENFORCEMENT AND ZONING	
SALARIES & WAGES	1,650.00
OTHER EXPENSES	200.00
INSURANCE	
GENERAL LIABILITY-JIF	46,000.00
EMPLOYEE GROUP HEALTH	17,000.00
OFFICE OF EMERGENCY MANAGEMENT	
SALARIES & WAGES	250.00
OTHER EXPENSES	100.00
PUBLIC WORKS	
SALARIES & WAGES	19,000.00
OTHER EXPENSES	2,000.00
STREETS & ROAD MAINTENANCE	
SCHEDULE "C"	3,000.00
RECREATION	
OTHER EXPENSES	500.00
ELECTRICITY	250.00
STREET LIGHTING	3,500.00
FUEL OIL	1,700.00
GASOLINE	2,200.00
NATURAL GAS	1,200.00
TECHNOLOGY	1,000.00
SOCIAL SECURITY SYSTEM	800.00
RECYCLING TAX	100.00
LITTLE EGG HARBOR-MUN. ALLIANCE	600.00
TOTAL	\$ 125,575.00

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak		x	x				
Deputy Mayor Thomas	x		x				
Mayor Rivas			x				
		VOTE	3				

2014-44

RESOLUTION 2014-044

Resolution of the Township of Eagleswood, County of Ocean, State of New Jersey authorizing the cancellation of the balance on Special Emergency Appropriations;

WHEREAS, unexpended Special Emergency Reserve Balances of \$229,426.37 and \$783,618.64 remain on the Current Fund and Sewer Operating Fund Balance Sheets respectively; and

WHEREAS, it is necessary to formally cancel the Special Emergency Reserve Balances and their offsetting Deferred Charges from the respective Balance Sheets;

NOW, THEREFORE, BE IT RESOLVED that the following Reserves and Deferred Charges be cancelled:

	Reserve Balance	Deferred Charge	Credit to Fund Balance	Remaining Deferred Charge
Current Fund	\$ 229,426.37	\$ 200,000.00	\$ (29,426.37)	\$
Sewer Operating Fund	783,618.64	960,000.00		176,381.36
Total	\$ 1,013,045.01	\$ 1,160,000.00	\$ (29,426.37)	\$ 176,381.36

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak		x	x				
Deputy Mayor Thomas	x		x				
Mayor Rivas			x				
		VOTE	3				

2014-45

**RESOLUTION 2014-045
RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPROVING PAYING OF THE BILLS**

WHEREAS, The Chief Financial Officer has certified and submitted a consolidated bill list for the payment of claims; and

WHEREAS, all vouchers listed herewith have been encumbered and sufficient funds are available for payment; and

WHEREAS, the required signatures of the Department Head and/or the Finance Chairperson, the Vendor, and the Chief Financial Officer, have all been obtained on each voucher on the attached list.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Township of Eagleswood, County of Ocean, State of New Jersey that the voucher list submitted is hereby approved for payment in the total amount of:

Current Fund \$481,920.16
Sewer \$13,695.41
Grants \$1,195.62
Escrow \$906.50
Dog Fund \$67.21

Grand Total \$497,784.90

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak	x		x				
Deputy Mayor Thomas		x	x				
Mayor Rivas			x				
		VOTE	3				

CORRESPONDENCE

Mayor Rivas asked if the Committee had seen the e-mail regarding the "How will seismic airgun testing affect your coastal community?" The E-Mail was addressed to Mayor Rivas and the Clerk only sent it to Mayor Rivas. Mayor Rivas requested the Clerk to forward the E-Mail to all of the Committee and she would like to discuss at the next Township Committee Meeting.

COMMITTEE REPORTS

Deputy Mayor Wayne Thomas- With the recent high tides it appears that there is debris washing up again on properties on Dock Road. Would like to have the Zoning Officer Karl Sillitoe go back down and advise homeowners that they need to make sure any debris that is washing up on their property is being cleaned up. Deputy Mayor Thomas would like to see a report from the Construction Office in Stafford to where we are with properties on Dock Road that have not been addressed yet.

Committee Member Michael Pasternak- Mr. Pasternak gave an updated zoning report. Mr. Pasternak met with the Tax Assessor on February 6th. The website is updated to reflect the new Tax Assessor hours. Currently Mr. Pasternak is working on setting up a meeting with Eagleswood Township Fire Chief.

Mayor Deb Rivas- Mayor Rivas asked if Mr. Paternak would be available to attend the Economic Development meeting on March 4th for her she will be unavailable to attend. Mr. Pasternak stated he could cover the meeting for Mayor Rivas. The Township Birthday Party is scheduled for March 8th 2014. The 5K is scheduled for June 21st this year, the Start and Finish will be at the Eagles Nest Airport- the 5K will be followed by a Fun Day at the Airport.

Mayor Rivas stated we are still working with FEMA on receiving reimbursement. The Acting Chief Financial Officer has been working with our Contact with FEMA and all the paperwork is being processed. We are still moving forward on getting our paperwork reviewed. Mayor Rivas asked about I-Boat- the Chief Financial Officer will continue on finishing up the I-Boat Project. USDA will go hand in hand with FEMA- they have reached out to us with regards to FEMA and the Scope of Work- there is a strong possibility that our Grant portion may be reduced due to FEMA money- The Township Engineer is aware of this. We are still waiting on the air sample and the review of the estimate for the rebuild.

Deputy Mayor has been speaking to Frank with Owen and Little regarding the generator request for Hazard Mitigation. The deadline has been extended so we are still reviewing, there will be a cost associated with this to the Township a 10% match that will need to be determined if we are going to get in the budget.

2014-46

**TOWNSHIP OF EAGLESWOOD
RESOLUTION 2014-046
RESOLUTION AUTHORIZING EXECUTIVE SESSION
PURSUANT TO N.J.S.A. 10:4-12**

BE IT RESOLVED by the township Committee of the Township of Eagleswood, County of Ocean, State of New Jersey, that pursuant to the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., it is necessary to convene an executive session to discuss items authorized by N.J.S.A. 10:4-12 (b), specifically:

(Categories to be checked when relevant)

1. Matters required by State of Federal Law or Rules of Court to be Confidential
2. Matters when Release of Information would Impair the Right to Receive Funds from the U.S. Government
3. Matters Involving Individual Privacy
4. Matters Relating to Collective Bargaining Agreements
5. Matters Relating to the Purchase , Lease, or Acquisition of Real Property or the Investment of Public Funds
6. Matters Relating to Public Safety and Property
7. *Matters Relating to Litigation, Negotiation, and the Attorney - Client Privilege*
8. Matters Relating to Employment Relationship
9. Matters Relating to the Potential Imposition of a Penalty

BE IT FURTHER RESOLVED, it is anticipated that the deliberation conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality and if not then legally privileged.

COMMITTEE	MOTION	2 nd	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Committee Person Pasternak		x	x				
Deputy Mayor Thomas	x		x				
Mayor Rivas			x				
		VOTE	3				

The Township Committee entered into Executive Session at 07:50 PM
The Township Committee returned from Executive session at 08:30 PM

NEW BUSINESS

Codification- The committee continued to work with Attorney Monahan on the re-codification process. The Committee will revisit again at the March meeting.

ADJOURNMENT

Without further comment and no more action necessary for this evening, Mayor Rivas called for a motion to adjourn. Deputy Mayor Thomas made a motion to adjourn at 09:28 p.m., seconded by Committee Member Pasternak and unanimously carried. The meeting was adjourned.

Submitted By:

Lisa H. Hand, Acting Municipal Clerk