

Eagleswood Township Regular Meeting Minutes April 27, 2015

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

STATEMENT - PROVISIONS OF THE OPEN PUBLIC MEETINGS ACT

“Provisions of the Open Public Meetings Act have been met. Notice of this meeting, Resolution 2015-07, has been published in the Tuckerton Beacon, Asbury Park Press and the Atlantic City Press, given to those having requested and paying for same, and posted on the Bulletin Board in the Municipal Building on January 08, 2015.”

PRESS IDENTIFICATION

Liam McKenna- The Sandpaper

APPROVAL OF MINUTES

Special Meeting- April 1, 2015

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

PROCLAMATION-

Mayor Rivas proclaimed the Week of May 3-9th as Municipal Clerks Week.

**PROCLAMATION
Municipal Clerks Week
May 3-9, 2015**

WHEREAS, The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world; and
 WHEREAS, the Office of the Municipal Clerk is the oldest among public servants;
 and
 WHEREAS, the Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels;
 and
 WHEREAS, Municipal Clerks have pledged to be over mindful of their neutrality and impartiality, rendering equal service to all.
 WHEREAS, the Municipal Clerk serves as the information center on functions of local government and community.
 WHEREAS, Municipal clerks continually strive to improve the administration of the affairs of the office of the Municipal Clerk through participation in education programs,

seminars, workshops and the annual meetings of their state, provincial County and international professional organizations.

WHEREAS, It is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk

NOW, THEREFORE, I Debra A Rivas, Mayor of the Township of Eagleswood, do recognize the week of May 3 through May 9, 2015 as Municipal Clerks Week, and further extend appreciation to our Municipal Clerk Lisa H. Hand and to all the Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

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

MOTION- To Open Public Comment

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

Seeing no one from the public wishing to speak a motion to close Public comment was requested.

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

INTRODUCTION OF ORDINANCE (First Reading)

None

PUBLIC HEARING OF ORDINANCE

- ❖ Ordinance 2015-002- Ordinance of the Township of Eagleswood, County of Ocean, State of New Jersey Amending and Supplementing Chapter 105 of the Township Code Entitled "Sewer Use"

MOTION- To Open Public Hearing

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

Seeing no one from the Public.

MOTION- to Close Public Hearing

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

ADOPTION OF ORDINANCE (Second Reading)

ORDINANCE NO. 2015 –002

**ORDINANCE OF THE TOWNSHIP OF
EAGLESWOOD, COUNTY OF OCEAN, STATE OF NEW
JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 105
OF THE TOWNSHIP CODE ENTITLED "SEWER USE"**

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

SECTION 1. Chapter 105 of the Township Code of the Township of Eagleswood, County of Ocean, State of New Jersey, entitled "Sewer Use," is hereby amended and supplemented so as to revise Article VI, "Rate Schedule," § 105-30, "Annual service charge," subparagraphs B, C, D and E, which shall read in their entirety as follows:

B. The annual service charge as computed above for a single-family residence shall be six hundred sixty dollars (\$660.).

C. The annual service charge for 1.5 units shall be nine hundred seventy-seven dollars and fifty cents (\$977.50.); 2.00 units shall be one thousand two hundred ninety-five dollars (\$1,295.); 2.5 units shall be one thousand six hundred twelve dollars and fifty cents (\$1,612.50.); and 3.00 units shall be one thousand nine hundred thirty dollars (\$1,930.).

D. Paragraph D is hereby deleted and Paragraph E is re-designated as paragraph D. Property owners who have paid a connection fee set forth in Section 105-29, but who cannot connect to the sewage system due to the fact that the property which they own is vacant land, then they shall be charged an annual service fee in the amount of five hundred forty-eight dollars (\$548.). Upon the construction of a building upon the vacant lot in question and the issuance of a certificate of occupancy, the owner thereof shall be charged an annual service fee in accordance with Subsections B or C, whichever is applicable to the specific property.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

SECTION 4. This ordinance shall take effect after second reading and publication as required by 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 01st day of April, 2015, and the above entitled Ordinance was finally adopted by the Township of Eagleswood, County of Ocean, State of New Jersey at a meeting of said Committee held on April 27, 2015, after a public hearing was held.

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

PUBLIC HEARING OF ORDINANCE

❖ Ordinance 2015-003- Ordinance of the Township of Eagleswood, County of Ocean, State of New Jersey To Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (N.J.S.A. 40A:4-45.14)

MOTION- To Open Public Hearing

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

Seeing no one from the Public.

MOTION- to Close Public Hearing

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

ADOPTION OF ORDINANCE (Second Reading)

ORDINANCE NO. 2015-003

**ORDINANCE OF THE TOWNSHIP OF EAGLESWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Eagleswood in the County of Ocean finds it advisable and necessary to increase its CY 2015 budget by up to 3.5% over the

previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Eagleswood township governing body hereby determines that a 2% increase in the budget for said year, amounting to \$25,414.66 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township of Eagleswood Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE BE IT ORDAINED, by the Township Committee of the Eagleswood Township, in the County of Ocean, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2015 budget year, the final appropriations of Eagleswood Township shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$ 44,475.66 and that the CY 2015 municipal budget for the Township of Eagleswood be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

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 01st day of April, 2015, and the above entitled Ordinance was finally adopted by the Township of Eagleswood, County of Ocean, State of New Jersey at a meeting of said Committee held on April 27, 2015, after a public hearing was held.

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

RESOLUTION'S

2015-058

**TOWNSHIP OF EAGLESWOOD
RESOLUTION 2015-058**

RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING RESOLUTION 2015-018 THE EXECUTION OF A SCHEDULE "C" AGREEMENT WITH COUNTY OF OCEAN FOR 2015

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8A-1, et seq., authorizes the Township of Eagleswood to enter into a contract for the provision of certain governmental services with the County of Ocean; and

WHEREAS, N.J.S.A. 40:8 requires such a contract to be authorized by resolution or ordinance; and

WHEREAS, it is the desire of the Township Committee of the Township of Eagleswood to authorize the execution of a contract with the County of Ocean for the provision of services, materials and equipment as set forth in Schedule "C" attached hereto.

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

1. That the Mayor, Debra A. Rivas and Acting Municipal Clerk, Lisa H. Hand are hereby authorized to execute a Schedule "C" agreement with the County of Ocean in accordance with the provisions of the law to include \$17,500.00 for the Road Department and \$500.00 for Vehicles Services, for a total sum not to exceed \$18,000.00. A copy of said agreement is attached hereto and made part hereof as Schedule "C."
2. This agreement is for the period January 1, 2015 to December 31, 2015.
3. That a copy of this agreement referenced herein shall be kept on file and made available for public inspection in the Municipal Clerk's office during normal business hours.

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

2015-059

RESOLUTION 2015-059

A RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, ACCEPTING THE 2014 MUNICIPAL AUDIT

WHEREAS, N.J.S.A. 40:A5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transaction, and

WHEREAS, the Annual Report of Audit for the year 2014 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the Governing Body, and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the Governing Body of each municipality shall by Resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the annual audit entitled: and
 General Comments
 Recommendations

WHEREAS, the members of the Governing Body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
 Recommendations

As evidenced by the group affidavit form of the Governing Body, and

WHEREAS, such Resolution of Certification shall be adopted by the annual audit, as per the regulations of the Local Finance Board, and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the promulgation's of the Local Finance Board of the State of New Jersey may subject the members of the local Governing Body to the penalty provisions of R.S. 52-27BB-52 to wit: R.S. 52:27BB-52 – "A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the Director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office".

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Township of Eagleswood, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this Resolution and the required affidavit to said Board to show evidence of said audit.

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

2015-060

RESOLUTION 2015-060

RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY REQUESTING APPROVAL OF THE DIRECTOR OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR ACCUMULATED ABSENCES, PURSUANT TO N.J.A.C.5:30-15

WHEREAS, Permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and

WHEREAS, N.J.A.C. 5:30-15 permits municipalities to receive amounts for costs incurred for Accumulated Absences; and

WHEREAS, N.J.S.A. 40A:4-39 provides that the Director of the Divisions of Local Government Services may approve expenditures of monies by dedication by rider.

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

1. The governing body hereby request permission of the Director of the Division of Local Government Services to pay expenditures for Accumulated Absences created in accordance with the provision of N.J.A.C. 5:30-15 as per N.J.S.A. 40A:4-39; and
2. The Municipal Clerk of the Township of Eagleswood is hereby directed to forward two (2) certified copies of this Resolution to the Director of the Division of Local Government Services.

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

2015-061

RESOLUTION 2015-061

RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING A TAX REIMBURSEMENT CERTIFICATION

WHEREAS, the Recycling Enhancement Act, P.L.2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, There is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility.

WHEREAS, Whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW THEREFORE BE IT RESOLVED by the Eagleswood Township Committee that Eagleswood Township hereby certifies a submission of expenditure for taxes paid pursuant to P.L. 2007, chapter 311, in 2014 in the amount of Two Thousand three hundred and four dollars and 96 cents (\$2,304.96) Documentation supporting this submission is available at Eagleswood Township Municipal Offices, 146 Division Street, West Creek, NJ 08092 and shall be maintained for no less than five years from this date.

Tax reimbursement certified by:

Name of Official: Paula Bastian

Title of Official: Temporary 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				

2015-062

RESOLUTION 2015-062

A RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE CANCELLATION IN RESERVE FOR TAX PREMIUMS

WHEREAS, there exists various reserves on the balance sheet of the Trust Fund; and

WHEREAS, the funds creating these reserves have been investigated and it has been determined that one of these reserves should be cancelled;

NOW, THEREFORE BE IT RESOLVED, by the Township committee of the Township that the following reserve in the amount of \$28,089.07 be cancelled;

Reserve for Tax Premiums \$28,089.07

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

2015-063

RESOLUTION 2015-063

**RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE SUBMISSION OF THE
2014 TONNAGE GRANT APPLICATION**

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grants may be made to Municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of Richard Lombardo, Recycling Coordinator, to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Eagleswood that Eagleswood Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Richard Lombardo, Recycling Coordinator to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

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

2015-064

TOWNSHIP OF EAGLESWOOD

RESOLUTION 2015-064

**RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE APPROVAL OF AN OFF PREMISE
MERCHANDISE RAFFLE LICENSE TO
EAGLESWOOD ELEMENTARY SCHOOL PTA
NO. RA-2015-C-003**

WHEREAS, application has been made to the Township Committee of the Township of Eagleswood, Eagleswood Elementary School PTA for off premise 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-2015-C-003, 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				

2015-065

**TOWNSHIP OF EAGLESWOOD
RESOLUTION 2015-065**

**RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD, COUNTY OF OCEAN STATE OF NEW JERSEY
IMPLEMENTING THE CORRECTIVE ACTION PLAN – 2014 AUDIT**

WHEREAS, the 2014 audit was received by the Mayor and Committee of the Township of Eagleswood; and

WHEREAS, certain comments & recommendations were made in the 2014 audit and are attached hereto and made part hereof as Finding #2014-001; and

WHEREAS, a corrective action plan has been submitted to the Mayor and Committee of Eagleswood Township and is attached hereto and made part hereof as Finding #2014-001; and

WHEREAS, it is the desire of the Mayor & Committee of the Township of Eagleswood to implement the corrective action plan in response to comments & recommendations contained in the 2014 Audit Report;

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

1. That the Mayor & Committee have implemented the corrective action plan filed by the Acting Chief Financial Officer in order to comply with the comments & recommendations as set forth in the 2014 Audit.
2. That a certified copy of this resolution shall be forwarded to the Division of Local Government Services, Acting Chief Financial Officer and the Township Auditor.

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

2015-066

TOWNSHIP OF EAGLESWOOD

RESOLUTION 2015-066

**RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE APPROVAL OF AN ON PREMISE
50/50 RAFFLE LICENSE
NO. RA-2015-C-004**

WHEREAS, application has been made to the Township Committee of the Township of Eagleswood, by Great Bay Regional Volunteer EMS Inc. for an On-premise 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-2015-C-004, Identification No. 258-11-37751 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				

2015-067

TOWNSHIP OF EAGLESWOOD

RESOLUTION 2015-067

**RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE APPROVAL OF AN ON PREMISE
50/50 RAFFLE LICENSE
NO. RA-2015-C-005**

WHEREAS, application has been made to the Township Committee of the Township of Eagleswood, by Great Bay Regional Volunteer EMS Inc. for an On-premise 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-2015-C-005, Identification No. 258-11-37751 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				

2015-068

RESOLUTION NO. 2015-068

RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE RELEASE OF A MAINTENANCE BOND POSTED BY EAGLES NEST AIRPORT, LLC BLOCK 34, Lots 1,2 &3; BLOCK 36, Lots 13 & 16 THRU 22

WHEREAS, the Township of Eagleswood required the posting of a maintenance bond to ensure that certain improvements were properly installed free from any defects and were properly maintained in regard to Eagles Nest Airport, LLC. ; and

WHEREAS, the Township Engineer has inspected the site and has determined that all bonded site improvements, as required by the approved site plan, are in acceptable condition; and

WHEREAS, the Township Engineer has recommended the release of the maintenance bond posted by Eagles Nest Airport, LLC. By way of an irrevocable standby letter of credit as furnished by Wells Fargo Bank dated January 29, 2013 \$10,071.00, for the site improvements for Eagles Nest Airport, LLC. Hangers Project, Block 34, Lots 1,2 & 3 and Block 36 Lot 13 & 16 thru 22, conditioned upon the payment of all outstanding fees due the municipality, including, but not limited to, engineering and attorneys' fees.

NOW, THEREFORE, 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 release of the maintenance bond posted by Eagles Nest Airport, LLC. by way of an irrevocable standby letter of credit as furnished by Wells Fargo Bank dated January 29, 2013, in the amount of \$10,071.00 for the site improvements for Eagles Nest Airport, LLC., Block 34, Lots 1, 2 & 3 and Block 36 Lot 13 & 16 thru 22, conditioned upon the payment of all outstanding fees due the municipality, including, but not limited to, engineering and attorneys' fees.

2. That a certified copy of this resolution be forwarded to the Chief Financial Officer, the Township Engineer and the Applicant, Eagles Nest Airport, LLC.

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

2015-069

RESOLUTION 2015-069

**RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE REFUND OF ESCROW MONIES
POSTED BY APPLICANT EAGLES NEST AIRPORT TO THE
LAND USE BOARD**

WHEREAS, the Township of Eagleswood required the posting of escrow monies in regard to applications before the Land Use Board; and

WHEREAS, the Land Use Board Professionals have determined that all work has been completed, and that all billing has been submitted and paid and no further billing is anticipated; and

WHEREAS, the Municipal Engineer has recommended the refund of escrow monies posted for the following Blocks and Lots, in the amounts so noted:

- Eagles Nest Airport, LLC - Hangers \$185.75
Block 34 Lots 1,2 & 3 and Block 36 Lots 13 & 16 thru 22

NOW, THEREFORE, 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 refund of escrow monies in the amounts so noted.
2. That a certified copy of this resolution be provided to 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				

2015-070

RESOLUTION 2015-070

A RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE TEMPORARY BUDGET FOR THE YEAR 2015

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 2015 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 2015 budget and a copy of this resolution be forwarded to the Chief Financial Officer for her records.

GENERAL APPROPRIATIONS	AMOUNT	
MAYOR & COMMITTEE		
SALARIES & WAGES	2,100.00	
OTHER EXPENSES		600.00
MUNICIPAL CLERK		
SALARIES & WAGES	8,500.00	
OTHER EXPENSES		4,500.00
FINANCE ADMINISTRATION (TREASURY)		
SALARIES & WAGES	20,200.00	
OTHER EXPENSES		8,000.00
AUDIT SERVICES		10,000.00
REVENUE ADMINISTRATION (TAX COLLECTION)		
SALARIES & WAGES	14,500.00	
OTHER EXPENSES		6,500.00
TAX ASSESSMENT ADMINISTRATION		
SALARIES & WAGES	5,500.00	
OTHER EXPENSES		750.00
LEGAL SERVICES		
SALARIES & WAGES	12,500.00	
SPECIAL COUNSEL		300.00
ENGINEERING SERVICES		
OTHER EXPENSES		10,000.00
PLANNING BOARD		
SALARIES & WAGES	6,000.00	OTHER
EXPENSES	1,000.00	
CODE ENFORCEMENT AND ZONING		
SALARIES & WAGES	7,000.00	OTHER
EXPENSES	50.00	
INSURANCE		
GENERAL LIABILITY-JIF	42,100.00	

EMPLOYEE GROUP HEALTH INSURANCE	100,000.00	OTHER
OFFICE OF EMERGENCY MANAGEMENT	500.00	
SALARIES & WAGES	900.00	
OTHER EXPENSES	250.00	
PUBLIC WORKS		
SALARIES & WAG	65,000.00	
OTHER EXPENSES	7,000.00	
STREETS & ROAD MAINTENANCE		
OTHER EXPENSES		500.00
SCHEDULE "C"		7,305.00
SOLID WASTE COLLECTION		
OTHER EXPENSES		25,000.00
TIPPING FEES	15,933.00	
BUILDINGS AND GROUNDS		
OTHER EXPENSES	5,000.00	
MOSQUITO CONTROL		
OTHER EXPENSES		200.00
ENVIRONMENTAL COMMISSION		
SALARIES & WAGES		50.00
ANIMAL CONTROL SERVICES		
OTHER EXPENSES		1,200.00
RECREATION		
OTHER EXPENSES		1,260.00
CELEBRATION OF PUBLIC EVENTS		
OTHER EXPENSES		130.00
ELECTRICITY		5,600.00
STREET LIGHTING		14,100.00
TELEPHONE		1,900.00
GASOLINE		3,600.00
NATURAL GAS		3,600.00
TECHNOLOGY		500.00
PUBLIC EMPLOYEES RETIREMENT SYSTEM	42,056.00	
SOCIAL SECURITY SYSTEM	13,000.00	
UNEMPLOYMENT INSURANCE		200.00
RECYCLING TAX		500.00
LITTLE EGG HARBOR-MUN. ALLIANCE		9,200.00
MUNICIPAL ALLIANCE		2,500.00
TOTAL GENERAL APPROPRIATIONS	\$ 487,084.00	

SEWER UTILITY

SALARY AND WAGES	\$2,500.00
OTHER EXPENSES	11,100.00
OCEAN COUNTY UTILITY AUTHORITY	15,000.00
STAFFORD TOWNSHIP WATER/SEWER	450.00
SOCIAL SECURITY SYSTEM	200.00
TOTAL SEWER UTILITY	\$ 29,250.00

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

2015-071

RESOLUTION 2015-071

**RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE REFUND OF ESCROW MONIES
POSTED BY APPLICANT LEON ROGERS BLOCK 4 LOTS 28, 29 & 30
TO THE LAND USE BOARD**

WHEREAS, the Township of Eagleswood required the posting of escrow monies in regard to applications before the Land Use Board; and

WHEREAS, the Land Use Board Professionals have determined that all work has been completed, and that all billing has been submitted and paid and no further billing is anticipated; and

WHEREAS, the Municipal Engineer has recommended the refund of escrow monies posted for the following Blocks and Lots, in the amounts so noted:

- Leon Rogers \$223.54
Block 4 Lots 28, 29 & 30

NOW, THEREFORE, 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 refund of escrow monies in the amounts so noted.
2. That a certified copy of this resolution be provided to 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				

DISCUSSION

None

BILL LIST

2015-72

**RESOLUTION 2015-072
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 \$697,866.54
Sewer \$896.49
Grants \$265.16
Escrow \$1,240.38
Dog \$10.20
General Capital \$95.00
Sewer Capital \$5,302.50
Grand Total \$705,676.27

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

COMMITTEE REPORTS

Committee Person Pasternak gave a review of the Zoning/Code Enforcement report. Mr. Pasternak advised that on April 11, 2015 a Shred event was held again at the Township. On Saturday April 18, 2015 the Township held their annual Township Wide Clean-up, it was well attended. Lastly Mr. Pasternak stated he met with Tax Assessor Mr. Seeger and went over the recent list of Tax Appeals, Mr. Seeger stated he hopes that they will all be completed by June.

Mayor Rivas advised that the Easter Egg Hunt which was held on Saturday April 4, 2015 was a great success. Mayor Rivas was pleased to see what a large turn-out we had for the Community Clean-up. She would like to get more business involved for next year. Mayor Rivas attended a presentation at the Little Egg Harbor Ambulance Squad on Friday regarding Heart Heroes. Mayor Rivas stated that the cost for an AED is approximately \$1200 and this program will match \$600 costing the Township \$600.00 with all the events that we do in Town including the Country Fair and the Motor Cross she would like to see us looking into getting one. Mayor Rivas has also asked Mr. Pasternak to reach out

to the Fire Company and see if they would be interested in getting one. There will be a meeting on Thursday April 29th regarding the Motor cross.

Deputy Mayor Thomas said that Public Works has completed putting up the fence at the yard along with doing some grading. The Sidewalk program on Rte 9 should be starting soon. Mr. Thomas stated that DPW Supervisor is still working on obtaining the additional attachments for the recently purchased back-hoe. Deputy Mayor Thomas stated that a cost quote is still trying to be obtained from the county with regards to a cost of grading Stone Road.

Mr. Pasternak and the Committee stated that Talbert Loveland in the Public Works department did a good job with helping with the Community clean-up.

Mr. Pasternak went to see if Mr. Sillitoe was still in the building to discuss the Property Maintenance Ordinance with regards to the clean-up efforts due to Super Storm Sandy. Mr. Pasternak reported at 07:20 p.m. that Mr. Sillitoe had left the building.

Attorney Monahan briefly discussed the Poling Appeal with regards to the Farm interpretation.

RESOLUTIONS

2015-073

RESOLUTION 2015-073

A RESOLUTION OF THE TOWNSHIP OF EAGLESWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, 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, the pursuant to the Open Public Meeting Act, N.J.S.A. 10:4-6 et seq. as necessary to convene an executive session to discuss items authorized by N.J.S.A. 10:4-12(b) as follows:

Cancelled

(A) _____

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

1. The Public shall be excluded from discussion concerning the hereinafter-specified subject matter
2. 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.

NEW BUSINESS:

ADJOURNMENT

Without further comment and no more action necessary for this evening, Mayor Rivas called for a motion to adjourn. Committee Person Pasternak made a motion to adjourn at 07:30 p.m., seconded by Deputy Mayor Thomas and unanimously carried. The meeting was adjourned.

Submitted By:

Lisa H. Hand, Acting Municipal Clerk