

**TOWNSHIP OF EAGLESWOOD  
REGULAR MEETING  
APRIL 27, 2011**

**CALL TO ORDER**

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

**ROLL CALL**

Those members present upon roll call were Pine, Rivas, Thomas. Also present were Thomas Monahan, and a few residents.

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

“Provisions of the Open Public Meetings Act have been met. Notice of this meeting, Resolution 2011-07, 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 7, 2011.” Read by Mayor Thomas.

**PRESS IDENTIFICATION**

No one from the press was in attendance.

**APPROVAL OF MINUTES**

- March 23, 2011 ~ Regular Meeting
- March 23, 2011 ~ Executive Session

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

- April 8, 2011 ~ Special Meeting

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

Margit Jackson stated that the last day of December 2010, there was a snow storm and there was a funeral planned. Public Works plowed the opening as a favor. Now there is stone everywhere from that plowing. The stone cost \$3000 and there is a lot of damage. Debra Rivas thought the Township did the snow plowing as a favor. James Pine advised her she was correct.

Margit Jackson asked what happened with the petition everyone signed for the airport. The Clerk explained that the Land Use Board would not accept it and the gentleman who had dropped it off came back and picked it up.

Richard Weber, Province Road, said he has been trying to find out who owns North Street. It is in need of repair. There is a lot of heavy equipment going up and down there from the neighbor. Mr. Monahan advised him that the Township owns it. Ernst, Ernst, & Lissenden surveyed the road and put in stakes. There is a map. North Street is a municipal road. James Pine questioned Mr. Weber as to his requirement to put in a turnaround. Mr. Weber explained that he didn't have to as this went to court and there are other people on North Street. Mr. Weber said he was hoping to do something with public works with his property when they fix the road. Mayor Thomas advised him they will work on this.

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

**PUBLIC HEARING ~ ORDINANCE 2011-03 - EXCEED CAP**

James Pine made a motion open the meeting to public comment on Ordinance 2011-03, seconded by Debra Rivas, and unanimously carried.

There was none.

**MOTION** – James Pine made a motion to close public hearing on Ordinance 2011-03, seconded by Debra Rivas, and unanimously carried.

**ADOPTION ~ ORDINANCE 2011-03**

Debra Rivas made a motion to adopt Ordinance 2011-03, seconded by James Pine. Ayes – Pine, Rivas, Thomas. Nays – None. Motion carried.

**INTRODUCTION ~ ORDINANCE 2011-04 – ABC LICENSE FEES AMENDMENT**

Debra Rivas made a motion to introduce Ordinance 2011-04, with public hearing to be held May 25<sup>th</sup>, seconded by James Pine. Ayes – Pine, Rivas, Thomas. Nays – None. Motion carried.

**RESOLUTION 2011- 49 ~ TAX OVERPAYMENT REFUND BLOCK 4, LOT 60**

James Pine made a motion to adopt Resolution 2011-49, seconded by Debra Rivas. Ayes – Pine, Rivas, Thomas. Nays – None. Motion carried.

**RESOLUTION 2011- 50 ~ APPOINTMENT LAND USE BOARD ALTERNATE #2**

Debra Rivas made a motion to adopt Resolution 2011-50, seconded by James Pine. Ayes – Pine, Rivas, Thomas. Nays – None. Motion carried.

**RESOLUTION 2011-51 ~ COMBINE 2009 DOT GRANT WITH 2011 GRANT FOR COX AVENUE**

James Pine made a motion to adopt Resolution 2011-51, seconded by Debra Rivas. Ayes – Pine, Rivas, Thomas. Nays – None. Motion carried.

**RESOLUTION 2011- 52 ~ AMEND 2010 DOT GRANT TO REMOVE DINNER POINT ROAD**

James Pine made a motion to adopt Resolution 2011-52, seconded by Debra Rivas. Ayes – Pine, Rivas, Thomas. Nays – None. Motion carried.

**RESOLUTION 2011-53 ~ AUTHORIZE REIMBURSEMENT OF 2011 HOMESTEAD BENEFITS**

Debra Rivas made a motion to adopt Resolution 2011-53, seconded by James Pine. Ayes – Pine, Rivas, Thomas. Nays – None. Motion carried.

**RESOLUTION 2011-54 ~ ACCEPTANCE OF RESIGNATION OF LAND USE BOARD MEMBER**

Debra Rivas made a motion to adopt Resolution 2011-54, seconded by James Pine. Ayes – Pine, Rivas, Thomas. Nays – None. Motion carried.

**RESOLUTION 2011-55 ~ AUTHORIZING M & M ASSESSMENT SERVICES, LLC TO CONDUCT REASSESSMENT**

James Pine made a motion to adopt Resolution 2011-55, seconded by Debra Rivas. Ayes – Pine, Rivas, Thomas. Nays – None. Motion carried.

**BILL LIST**

**MOTION** – James Pine made a motion to approve the bills from the bill list, with Committeeman Pine abstaining on #25, seconded by Debra Rivas. Ayes – Pine, Rivas, Thomas, with Thomas abstaining on #1 under encumbered. Nays – None. Motion carried.

**CORRESPONDENCE**

- 1) JIF meeting schedule.
- 2) Property for sale – B-4, L-52 & 52.01.
- 3) League – pothole assistance fr. DOT.
- 4) Legislative Bulletin 4/2011.
- 5) Mayor’s – 5 yrs of creating healthier communities – Mayors’ Wellness campaign.
- 6) Urge sharing burden of property assessment appeal refunds – sample res.
- 7) Seminar – month 25 of economic recovery: where are we and where are we going?
- 8) New financial disclosure reporting requirements.
- 9) League support municipal priority funding.

- 10) Eagleswood School will hold MAC summer program at our school.
- 11) Dept. of Treasury approval for application to do reassessment.
- 12) Sanitary inspection report – convenience center – satisfactory.
- 13) NJ Transit funding for senior & disabled transportation.
- 14) US Census conducting 2010 census count question res.
- 15) Cox Ave Phase III – engineer estimate \$15,000 in addition to other costs for construction & inspection. C: all.
- 16) White House briefing on local impacts for federal shutdown.
- 17) ABC – clarification on sale of package goods.
- 18) State treasurer testified before senate budget possible Supreme Court school funding mandate.
- 19) League – Leaves of Absence in NJ seminar.
- 20) Pinelands orientation for newly elected & appointed local officials.
- 21) League – public image works series
- 22) League seminar – ethics & conflicts of interest; e-mail retention & security.
- 23) Stafford March construction report.
- 24) Tax collector's March report.
- 25) Info on the Energy Efficiency & Conservation block grant rebate program.
- 26) Historic preservation conference Monmouth university
- 27) Pension & Benefits – new redesigned automated information system.
- 28) Support for municipal priority funding – asking us to return to convince state policy makers to comply w. statutes requiring annual inflationary adjustments & full annual distribution of energy tax & CMPTRA.
- 29) Ocean Co. Freeholders adopted res. to Gov to veto S1856/A2606 (Barnegat Bay).
- 30) Ocean Co Hep B program vaccine for initial blood borne pathogen training. \$200.00.
- 31) Letter fr. T. Monahan to Jersey Outdoor Media re: sums still owed.
- 32) State posts proposed transportation capital plan for fy2012.
- 33) JIF meetings.
- 34) BPU 100 anniversary conference.
- 35) Supreme Ct to hear league's COAH appeal.
- 36) Manchester Twp. Support tax relief.
- 37) Owen Little – Drainage problem 270 North St. due to new driveway installation.
- 38) Ocean Co. Bd of Health minutes 1/19, 2/2. 3/2.
- 39) League letter – strengthening municipal immunity to tort claims (sidewalks, public properties).
- 40) Rec'd \$51,891.28 from CDBG for Downtown Improvements.
- 41) League – S2718 Health benefits reform.
- 42) Legislative bulletin April 2011.
- 43) Support for NJ involvement in Regional Greenhouse Gas Initiative.
- 44) Sanitary Inspection report – Sleepy Hollow – satisfactory.
- 45) DEP public meeting on proposed draft sewer service area map 4/21 (working draft).
- 46) Energy tax & CMPTRA under-funding informational tools.
- 47) Early retiree reinsurance program closing.
- 48) PERC decision that municipalities operating under expired collective negotiations may require health care contributions.
- 49) House of Representatives bill includes funding for CDBG @ \$3.34 billion.
- 50) Ocean Co. Health complaint 641 1<sup>st</sup> Ave. – tenant said no water – noted running water – no further action.
- 51) League – nonpartisan legislative budget & finance officer presents state tax & revenue outlook.
- 52) DEP launches coastal e-permitting program.
- 53) League – collaborating on real solutions to 2% cap.
- 54) Div. Land use Regs. stakeholders meeting on transformation improving permit process 4/4.
- 55) New content on DLGS web site.
- 56) Berkeley Twp res. Supporting S866/A296 coordinating council on decommissioning of nuclear power generating facilities.
- 57) Property for sale B-4, Lts 52 & 52.01 third part for preservation purposes (freshwater wetlands).
- 58) NJ Transit grants for senior transportation.

- 59) Nonpartisan legislative budget & finance officer presents state tax and revenue outlook (online).
- 60) Summit Risk reserves the right to deny coverage on the Eagles Nest Airport suit.
- 61) DEP dredging meeting.
- 62) DEP proposed new public access rules which impact shore towns.
- 63) League letter re: defeated school budgets – must adopt res. By May 19<sup>th</sup>.
- 64) Pinelands recreation permit to pass through Eagleswood 4/16 & 4/17 – no private lands unless permission is granted.
- 65) Ocean Co Bd of Health meeting minutes 3/16.

### **COMMITTEE REPORTS**

Debra Rivas said that Chief Headley (Eagleswood Fire Company) asked to have the Township address the problem of the house numbering. She suggested putting it in the newsletter.

Debra Rivas said the Egg Hunt was successful. Environmental is doing their clean up and Economic is coordinating the yard sale. Deb Snyder (Eagleswood Elementary) said they had extra water and bags and the school has put both events on their sign.

Wayne Thomas said that Public Works is doing their spring projects.

### **RESOLUTION 2011-56 ~ EXECUTIVE SESSION (Litigation, Attorney-Client Privilege, Personnel)**

James Pine made a motion to adopt Resolution 2011-56, seconded by Debra Rivas. Ayes – Thomas, Pine, Rivas. Nays – None. Motion carried. The Committee, Thomas Monahan, and the Clerk entered executive session at 7:29 p.m.

### **RECONVENE TO REGULAR SESSION**

Mayor Thomas reconvened to regular session at 8:48 p.m.

**MOTION** – James Pine made a motion to accept and approve what was discussed in executive session (salaries), seconded by Debra Rivas, and unanimously carried.

### **ADJOURNMENT**

James Pine made a motion to adjourn, seconded by Debra Rivas, and unanimously carried. The meeting was adjourned at 8:51 p.m.

Respectfully submitted,

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





