MINUTES OF THE FREEHOLD TOWNSHIP COMMITTEE
REGULAR MEETING OF DECEMBER 18, 2007

MEETING CALLED TO ORDER

At 7:00 p.m. the Township Committee met in the municipal building to review the agenda prior to the Regular Meeting. Mayor Avallone called the meeting to order and read the following statement:

ANNOUNCEMENT OPEN PUBLIC MEETINGS ACT

“In accordance with the Open Public Meetings Law, (c. 231 P.L. 1975), this meeting was announced by posting a notice on the bulletin board in the Municipal Building reserved for that purpose; by mailing such notice to the offices of the official newspapers of the Township and by filing such notice with the Township Clerk.”

ROLL CALL

In attendance were Committeeman Anthony Ammiano, Committeeman Eugene Golub, Committeeman Raymond Kershaw, Committeeman David M. Salkin and Mayor Dorothy H. Avallone.

Absent: None

Also present: Romeo Cascaes, Township Clerk; Duane O. Davison, Esq, Township Attorney; Thomas E. Antus, Township Administrator; Richard Phelan, Assistant Township Administrator, Terry Warner, Deputy Township Clerk.

The Township Committee agreed to add Resolution R-07-370 to the Consent Agenda, and to consider approval of two Raffle Licenses for the Dwight D. Eisenhower PTO for February 29, 2008.

Mr. Golub suggested that locations of natural gas transmission mains, located within the Township, should be placed on Township maps, and that every employee should become familiar with them and instructed to report any construction that may be occurring near the mains. Hopefully, this would prevent a major catastrophe by preventing ruptured gas mains.

Mr. Antus reported that he has been informed by a Green Acres representative that some minor details may have been overlooked in the construction of the Senior Center on property purchased with Green Acres funding. Reports and possible resolutions may have to be adopted to correct the oversight.

It was decided to adjourn to executive session in order to meet with several candidates for various vacancies on boards and committees.
Mr. Davison read the following resolution:

WHEREAS, N.J.S.A. 10:4-13 of the Open Public meetings Act permits the exclusion of the public from meetings of public bodies in certain circumstances which are set forth in N.J.S.A. 10:4-12 (b); and

WHEREAS, the Township Committee of the Township of Freehold is of the opinion that such circumstances currently exist.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Freehold as follows:

1. The public shall be excluded from the discussion of any action upon the hereinafter specified matters.

2. The nature of the subject matter to be discussed is as follows:

   1. Personnel – Vacancies on Boards & Committees

3. It is anticipated at this time the above-stated subject matter will be made public in approximately six months or at such time as any litigation discussed is resolved.

The foregoing resolution was offered by Mr. Salkin and seconded by Mr. Kershaw.

VOTE: AYES: Mr. Ammiano, Mr. Golub, Mr. Kershaw, Mr. Salkin and Mayor Avallone

   NAYS: None   ABSTAIN: None   ABSENT: None

The Township Committee adjourned to executive session at 7:15 P.M.

At 8:00 P.M. the Township Committee returned to open session. Mayor Avallone asked the public to stand for a moment of silence and the salute to The Flag.

Mayor Avallone called for a roll call:

ROLL CALL:

In attendance were Committeeman Anthony Ammiano, Committeeman Eugene Golub, Committeeman Raymond Kershaw, Committeeman David M. Salkin and Mayor Dorothy H. Avallone.

Absent: None
APPROVAL OF MINUTES

Mr. Ammiano moved to approve the Minutes of the Regular Meeting of November 20, 2007, as presented, second by Mr. Salkin.

VOTE: AYES: Mr. Ammiano, Mr. Golub, Mr. Kershaw, Mr. Salkin and Mayor Avallone

NAYS: None      ABSTAIN: None      ABSENT: None

REPORTS

Mr. Cascaes read the Report of the Tax Collector, Mary Lou Angelo, for the Month of November 2007:

Net Receipts: General Fund $18,102,297.61
              Water Account  $403,685.81
              Sewer Account  $338,116.21

CORRESPONDENCE:

Mr. Cascaes read a letter from Sherwood Gloth:

“For twenty years it has been my pleasure to serve on the Freehold Township Recreation Commission. Because of our Township Committee and residents, we have one of the finest recreation programs in the state. That is why it is with deep regret that I must resign from this honored position as of 12/31/07.”

“Please thank the Township Committee members for giving me the privilege of serving my community.”

The Township Committee members accepted Mr. Gloth’s resignation unanimously with regrets.

PRESENTATION:

“Best Web Entry” Award- Rutgers Center For Government Services, New Jersey Municipal Management Association And New Jersey State League Of Municipalities

Ms. Patricia Hopkins, Public Information Officer presented the Township Committee with a plaque that she received on behalf of the Township at the League of Municipalities Convention. It was the third consecutive year that the Township has won the state-wide competition for the best municipal web site in New Jersey.
Mayor Avallone thanked all the talented Township employees that had a part in creating and maintaining the web site.

OLD BUSINESS:

Ordinance - O-07-33
Fixing Salary And Compensation Of Certain
Offices,
Positions And Employees In The Township Of
Freehold, County Of Monmouth And State Of New Jersey,
For The Year 2008 And Thereafter Known By Its Short
Term As “The 2008 Salary Ordinance”

Mayor Avallone opened the Public Hearing on Ordinance O-07-33 with a brief explanation of the ordinance.

There being no comments from the audience, Mr. Ammiano moved to close the public hearing, second by Mr. Salkin.

VOTE: AYES: Mr. Ammiano, Mr. Golub, Mr. Kershaw, Mr. Salkin and Mayor Avallone
NAYS: None ABSTAIN: None ABSENT: None

Mr. Ammiano moved to adopt Ordinance O-07-33 on Second Reading, second by Mr. Salkin.

VOTE: AYES: Mr. Ammiano, Mr. Golub, Mr. Kershaw, Mr. Salkin and Mayor Avallone
NAYS: None ABSTAIN: None ABSENT: None

Ordinance - O-07-34
(Sewers), Amending Chapter 150 (Fees), Section 150-26
(Revised General Ordinances Of The Township Of
(Sewers), Subsection C, (Water And Sewer Connection Fees)
Freehold, County Of Monmouth And State Of New
Jersey Revised General Ordinances Of The Township Of

Mayor Avallone opened the Public Hearing on Ordinance O-07-34 with a brief explanation of the ordinance.
There being no comments from the audience, Mr. Golub moved to close the public hearing, second by Mr. Kershaw.

**VOTE:** AYES: Mr. Ammiano, Mr. Golub, Mr. Kershaw, Mr. Salkin and Mayor Avallone

NAYS: None  ABSTAIN: None  ABSENT: None

Mr. Kershaw moved to adopt **Ordinance O-07-34** on Second Reading, second by Mr. Golub.

**VOTE:** AYES: Mr. Ammiano, Mr. Golub, Mr. Kershaw, Mr. Salkin and Mayor Avallone

NAYS: None  ABSTAIN: None  ABSENT: None

**Ordinance - O-07-35**

Amending Chapter 10 (Historical Committee), Section 10-39 (Organization; Membership; Terms) Of The Revised General Ordinances Of The Township Of Freehold, County Of Monmouth And State Of New Jersey

Mayor Avallone opened the Public Hearing on **Ordinance O-07-35** with a brief explanation of the ordinance.

There being no comments from the audience, Mr. Kershaw moved to close the public hearing, second by Mr. Ammiano.

**VOTE:** AYES: Mr. Ammiano, Mr. Golub, Mr. Kershaw, Mr. Salkin and Mayor Avallone

NAYS: None  ABSTAIN: None  ABSENT: None

Mr. Salkin moved to adopt **Ordinance O-07-35** on Second Reading, second by Mr. Ammiano.

**VOTE:** AYES: Mr. Ammiano, Mr. Golub, Mr. Kershaw, Mr. Salkin and Mayor Avallone

NAYS: None  ABSTAIN: None  ABSENT: None

**Ordinance - O-07-36**

Amending Chapter 47 (Personnel), Section 47-12 (Leaves
Mayor Avallone opened the Public Hearing on **Ordinance O-07-36** with a brief explanation of the ordinance.

There being no comments from the audience, Mr. Kershaw moved to close the public hearing, second by Mr. Salkin.

**VOTE:** AYES: Mr. Ammiano, Mr. Golub, Mr. Kershaw, Mr. Salkin and Mayor Avallone

NAYS: None ABSTAIN: None ABSENT: None

Mr. Salkin moved to adopt **Ordinance O-07-28** on Second Reading, second by Mr. Kershaw.

**VOTE:** AYES: Mr. Ammiano, Mr. Golub, Mr. Kershaw, Mr. Salkin and Mayor Avallone

NAYS: None ABSTAIN: None ABSENT: None

**Ordinance - O-07-37**

Repealing Chapter 71 (Alcoholic Beverages: Requiring Beer Kegs To Be Registered To Sale) Of The Revised General Ordinances Of The Township Of Freehold, County Of Monmouth And State Of New Jersey

Mayor Avallone opened the Public Hearing on **Ordinance O-07-37** with a brief explanation of the ordinance.

There being no comments from the audience, Mr. Golub moved to close the public hearing, second by Mr. Salkin.

**VOTE:** AYES: Mr. Ammiano, Mr. Golub, Mr. Kershaw, Mr. Salkin and Mayor Avallone

NAYS: None ABSTAIN: None ABSENT: None

Mr. Golub moved to adopt **Ordinance O-07-37** on Second Reading, second by Mr. Ammiano.
VOTE: AYES: Mr. Ammiano, Mr. Golub, Mr. Kershaw, Mr. Salkin and Mayor Avallone

NAYS: None ABSTAIN: None ABSENT: None

NEW BUSINESS:

Resolution - R-07-353
Authorizing Change Order Number 2, Contract 06-07, Construction Of New Baseball/Softball Fields And Other Improvements At Michael J. Tighe Park And Declaring Acceptance Of Project

Mr. Ammiano moved to approve Resolution O-07-353, second by Mr. Golub.

VOTE: AYES: Mr. Ammiano, Mr. Golub*, Mr. Kershaw*, Mr. Salkin and Mayor Avallone

NAYS: None ABSTENTIONS: (* see below) ABSENT: None

Resolution - R-07-354
Approving Consolidated Bills List

Mr. Kershaw moved to adopt Resolution R-07-354, the Consolidated Bill List in the amount of $10,124,564.94, second by Mr. Ammiano.

VOTE: AYES: Mr. Ammiano, Mr. Golub*, Mr. Kershaw*, Mr. Salkin and Mayor Avallone

NAYS: None ABSTENTIONS: (* see below) ABSENT: None

* Mr. Golub abstained on all items related to Hatch, Mott, McDonald and the Manasquan River Regional Sewer Authority. Mr. Kershaw abstained on all items related to the Manasquan River Regional Sewer Authority.

Resolution - R-07-355
Authorizing Application For A New Jersey Department Of Transportation Highway Safety Fund Grant For Safe Corridors Enforcement

Mr. Golub moved to approve Resolution O-07-355, second by Mr. Ammiano.

VOTE: AYES: Mr. Ammiano, Mr. Golub, Mr. Kershaw, Mr. Salkin and Mayor
Mayor Avallone announced that Resolution R-07-370 will be added to the Consent Agenda.

**Consent Agenda:**

The "Consent Agenda" section of the meeting agenda shall be preceded by an explanatory note substantially set forth as follows:

"All matters listed under item "Consent Agenda" are considered routine by the Township Committee and will be enacted by (1) motion in the form listed below.

There will be no separate discussion of these items.

If discussion is desired of any item, that item will be considered separately."

R-07-356 a. Setting Salaries In Accordance With Salary Ordinance

R-07-357 b. Authorizing Health Care Benefits Buy Outs Pursuant To Chapter 47, Subsection 47-26 Of The Revised General Ordinances Of The Township Of Freehold

R-07-358 c. Authorizing Execution Of Discharge Of Affordable Housing Agreement And Discharge Of Second Repayment Mortgage Re: 32-6 Turner Road

R-07-359 d. Authorizing Execution Of Discharge Of Affordable Housing Agreement And Discharge Of Second Repayment Mortgage Re: 46-6 Jason Court

R-07-360 e. Authorizing Execution Of Discharge Of Affordable Housing Agreement And Discharge Of Second Repayment Mortgage Re: 17-8 Stuart Drive

R-07-361 f. Authorizing Award Of Contract For The Furnishing And Delivery
Cold Water Meters

R-07-362 g. Authorizing Award Of Contract For The Rehabilitation Of Wells #7 And #3

R-07-363 h. Authorizing Award Of Contract For The Purchase Of A Multi-Terrain Loader

R-07-364 i. Authorizing Award Of Contract For The Purchase Of A Roll-Off Truck And Hoist

R-07-365 j. Authorizing The Purchase Of Janitorial And Cleaning Supplies

R-07-366 k. Amending 2007 Budget (Chapter 159) To Insert Modification To 2007 Special Item Of Revenue And Appropriation For The Highway Safety Fund Grant Program (Safe Corridors)

R-07-367 l. Disbursing Overpayments Of Taxes

R-07-368 m. Authorizing Release Of Performance Guarantees For T.S.G. Enterprises, Inc., Site Plan No. 676-01

R-07-369 n. Authorizing Release Of Performance Guarantees For Soil Removal For Iron Mountain Building “G”, Site Plan No. 649-2-02

Added:

R-07-370 o. Establishing Preliminary Costs For The Traffic Signal Warrant Analysis

Mr. Salkin reviewed the Consent Agenda, as amended, and moved its adoption, seconded by Mr. Golub.

Mr. Cascaes noted that it is likely that a majority of members may have to abstain on Resolution R-07-357. In that case, Mr. Davison ruled that the Doctrine of Necessity empowers the members to vote. Mayor Avallone noted that Resolution R-07-357 saves the Township $297,190.44.

**VOTE:** AYES: Mr. Ammiano*, Mr. Golub, Mr. Kershaw, Mr. Salkin and Mayor
Avallone

NAYS: None ABSTAIN: (See Below) ABSENT: None

* Mr. Ammiano abstained on Resolution R-07-357

Mayor Avallone stated that there are two raffle licenses for approval that are being added to the agenda:

MOTION:

Raffle Licenses (2) – Dwight D. Eisenhower PTO – February 29, 2008

Mr. Golub moved to approve the above-referenced raffle licenses, second by Mr. Ammiano.

VOTE: AYES: Mr. Ammiano, Mr. Golub, Mr. Kershaw, Mr. Salkin and Mayor Avallone

NAYS: None ABSTAIN: None ABSENT: None

AUDIENCE:

There were no comments from the audience. Members of the governing body commended Mayor Avallone for her stewardship of the Township throughout 2007.

Mr. Salkin noted that Mr. Gloth and Nancy Wood, two long-time volunteers retired during 2007, a huge loss to Freehold Township in terms of talent and experience. He thanked them both for their service to the community.

Mr. Ammiano thanked residents for their continued support.

ADJOURNMENT: 8:28 P.M. (The Township Committee resumed the executive session)

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Romeo Cascaes, Township Clerk