

# BOROUGH OF JAMESBURG

## COUNCIL MEETING

### MINUTES – AUGUST 10, 2005

**CALL TO ORDER:** 7:00pm - Mayor LaMantia called the meeting to order and announced that the same is being held pursuant to the Open Public Meetings Act of 1974 and all provisions of the Act have been met. Any contracts awarded tonight or between tonight and the next meeting require the contractor to comply with P.L. 1975. In the event of a fire and pursuant to the N.J. Uniform Fire Code, members of the audience were requested to take notice of the exits at the front and rear of the Council Chambers as well as in the main hallway.

**FLAG SALUTE:** Led by Mayor LaMantia

**ROLL CALL:** Those Present: Mayor LaMantia  
Council President Kostbar  
Council member Carpenter  
Council member Jennings  
Council member Longo  
Council member Maloney  
Engineer Dittenhofer  
Denise Jawidzik, Business Administrator

Those Absent: Council member Morales  
Attorney Raffetto

**MAYORAL PROCLAMATION -** Commending Jersey Central Power & Light for their assistance and cooperation during the flooding of July 17, 2005.

**ACCEPT RESIGNATION -** Of Linda Renz from the Library Board of Trustees, effective immediately.

#### **ORDINANCE – FIRST READING:**

##### **ORDINANCE #14-05**

AN ORDINANCE RE-AUTHORIZING EXEMPTIONS FROM TAXES IN THE BOROUGH OF JAMESBURG, NEW JERSEY, IN ACCORDANCE WITH THE "FIVE-YEAR EXEMPTION AND ABATEMENT LAW," N.J.S.A. 40A:21-1 ET. SEQ.

#### **PREAMBLE**

**WHEREAS**, THE BOROUGH OF JAMESBURG DID ENACT ORDINANCE #14-00, ENTITLED "AN ORDINANCE AUTHORIZING EXEMPTIONS FROM TAXES IN THE BOROUGH OF JAMESBURG, NEW JERSEY, IN ACCORDANCE WITH THE 'FIVE-YEAR EXEMPTION AND ABATEMENT LAW,' N.J.S.A. 40A:21-1 ET. SEQ., WHICH TOOK EFFECT ON JULY 1, 2000.

**WHEREAS**, N.J.S.A. 40A:21-1, et seq., KNOWN AS THE "FIVE-YEAR EXEMPTION AND ABATEMENT LAW," (THE "ACT"), AUTHORIZES MUNICIPALITIES IN THE STATE OF NEW JERSEY TO ENACT ORDINANCES WHICH PROVIDE FOR EXEMPTIONS AND/OR ABATEMENTS FROM TAXES UNDER CERTAIN CIRCUMSTANCES AND PURSUANT TO CERTAIN CRITERIA AS SET FORTH IN THE ACT; AND

**WHEREAS**, THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG BELIEVES THAT THE ENACTION OF LEGISLATION AUTHORIZING CERTAIN TAX EXEMPTIONS WILL PROMOTE GROWTH AND REDEVELOPMENT OPPORTUNITIES WHICH WILL INURE TO THE LONG-TERM BENEFIT OF THE BOROUGH, WHILE AFFORDING TAXPAYERS WITH SHORT-TERM BENEFITS AS AUTHORIZED PURSUANT TO THE ACT; AND

**WHEREAS**, IN ORDER TO RECOMMENCE THIS LONG-TERM GROWTH AND REDEVELOPMENT PROCESS, THE MEMBERS OF THE JAMESBURG BOROUGH COUNCIL WISH TO REENACT SUCH LEGISLATION, AND TO PROVIDE FOR THE TERMS AND CONDITIONS UNDER WHICH SAID EXEMPTIONS SHALL BE GRANTED, PURSUANT TO AND IN ACCORDANCE WITH THE CRITERIA SET FORTH, IN N.J.S.A. 40A:21-1, et seq.

**NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED**, BY THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, AS FOLLOWS:

1. THAT THE "REVISED GENERAL ORDINANCES OF THE BOROUGH OF JAMESBURG, NEW JERSEY," IS HEREBY AMENDED AND SUPPLEMENTED IN ORDER TO ESTABLISH A NEW CHAPTER TO BE KNOWN AS "TAX EXEMPTIONS", AS FOLLOWS:

### **SECTION 1 – INTENDED PURPOSES AND OBJECTIVES**

THE INTENTION OF THIS ORDINANCE IS TO EFFECTUATE AND ACCOMPLISH THE PURPOSES AUTHORIZED BY N.J.S.A. 40A:21-1, et seq., WHICH PERMITS MUNICIPALITIES TO GRANT FOR PERIODS OF FIVE (5) YEARS EXEMPTIONS AND/OR ABATEMENTS, OR BOTH, FROM TAXATION IN AREAS OF THE MUNICIPALITY IN NEED OF REHABILITATION. THE INTENDED PURPOSE OF THIS ORDINANCE IS TO PROMOTE THE IMPROVEMENT AND/OR REHABILITATION OF EXISTING RESIDENTIAL, MULTIPLE DWELLING, COMMERCIAL AND INDUSTRIAL STRUCTURES WITHIN THE BOROUGH OF JAMESBURG, WHICH WILL PROMOTE LONG-TERM GROWTH AND REDEVELOPMENT THAT WILL POSITIVELY IMPACT THE CHARACTER AND QUALITY OF LIFE OF THE CITIZENS OF THE BOROUGH OF JAMESBURG. THIS ORDINANCE HAS BEEN PREPARED IN ACCORDANCE WITH THE "FIVE-YEAR EXEMPTION AND ABATEMENT LAW," N.J.S.A. 40A:21-1, et seq.

### **SECTION 2 – DEFINITIONS**

- (A) "ABATEMENT" – SHALL MEAN THAT PORTION OF THE ASSESSED VALUE OF A PROPERTY AS IT EXISTED PRIOR TO CONSTRUCTION, IMPROVEMENT, OR CONVERSION OF A BUILDING OR STRUCTURE THEREON, WHICH IS EXEMPTED FROM TAXATION PURSUANT TO THIS CHAPTER.
- (B) "AREA IN NEED OF REHABILITATION" – SHALL MEAN A PORTION OR ALL OF THE BOROUGH OF JAMESBURG WHICH HAS BEEN DETERMINED TO BE AN AREA IN NEED OF REHABILITATION OR REDEVELOPMENT PURSUANT TO THE "LOCAL REDEVELOPMENT AND HOUSING LAW", P.L. 1992, c. 79 (C.40A:12A-1 et al.), A "BLIGHTED AREA" AS DETERMINED PURSUANT TO THE "BLIGHTED AREAS ACT", P.L. 1949, c. 187 (C. 40:55-21-1 et seq.), OR WHICH HAS BEEN DETERMINED TO BE IN NEED OF REHABILITATION PURSUANT TO P.L. 1975, c. 104 (C. 54:4-3.72 et seq.), P.L. 1977, c. 12 (C.54:4-3.95 et seq.) OR P.L. 1979, c. 233 (C54:4-3.121 et seq.).
- (C) "ASSESSOR" – SHALL MEAN THE MUNICIPAL TAX ASSESSOR SERVING THE BOROUGH OF JAMESBURG, WHO IS CHARGED WITH THE DUTY OF ASSESSING REAL PROPERTY FOR THE PURPOSES OF GENERAL TAXATION.
- (D) "COMMERCIAL OR INDUSTRIAL STRUCTURE" – SHALL MEAN A STRUCTURE OR PART THEREOF USED FOR THE MANUFACTURING, PROCESSING, OR ASSEMBLING OF MATERIAL OR MANUFACTURED PRODUCTS, OR FOR RESEARCH, OFFICE, INDUSTRIAL, COMMERCIAL, RETAIL, RECREATIONAL, HOTEL OR MOTEL FACILITIES, OR WAREHOUSING PURPOSES, OR FOR ANY COMBINATION THEREOF, WHICH THE JAMESBURG BOROUGH COUNCIL DETERMINES WILL TEND TO MAINTAIN OR PROVIDE GAINFUL EMPLOYMENT WITHIN THE BOROUGH, ASSIST IN THE ECONOMIC DEVELOPMENT OF THE BOROUGH, MAINTAIN OR INCREASE THE TAX BASE OF THE BOROUGH AND MAINTAIN OR DIVERSIFY AND EXPAND COMMERCE WITHIN THE BOROUGH. IT SHALL NOT INCLUDE OR PART THEREOF USED OR TO BE USE BY ANY BUSINESS RELOCATED FROM ANOTHER QUALIFYING MUNICIPALITY UNLESS: THE TOTAL SQUARE FOOTAGE OF THE FLOOR AREAS OF THE STRUCTURE OR PART THEREOF USE OR TO BE USED BY THE BUSINESS AT THE NEW SITE TOGETHER WITH THE TOTAL SQUARE FOOTAGE OF THAT UTILIZED BY THE BUSINESS AT ITS CURRENT SITE OF OPERATIONS BY AT LEAST TEN PERCENT (10%); AND THE PROPERTY THAT THE BUSINESS IS RELOCATING TO HAS BEEN THE SUBJECT OF A REMEDIAL ACTION PLAN COSTING IN EXCESS OF \$250,000 PERFORMED PURSUANT TO AN ADMINISTRATIVE CONSENT ORDER ENTERED INTO PURSUANT TO AUTHORITY VESTED IN THE COMMISSIONER OF ENVIRONMENTAL PROTECTION UNDER P.L. 1970, c.33 (C.13:1D-1, et seq.), THE "WATER POLLUTION CONTROL ACT," P.L. 1977, c. 74 (C.58:10A-1, et seq.), THE "SOLID WASTE MANAGEMENT ACT," P.L. 1970, c. 39 (C. 13:1e-1 et seq.), AND THE "SPILL COMPENSATION AND CONTROL ACT," P.L. 1976,c. 141 (C. 58:10-23.11, et seq.)
- (E) "COMPLETION" – SHALL MEAN SUBSTANTIALLY READY FOR THE INTENDED USE FOR WHICH A BUILDING OR STRUCTURE IS CONSTRUCTED, IMPROVED, OR CONVERTED.

- (F) "CONDOMINIUM" – SHALL MEAN A PROPERTY CREATED OR RECORDED AS A CONDOMINIUM PURSUANT TO THE "CONDOMINIUM ACT", P.L. 1969, c.257 (C. 46:8B-1 et seq.)
- (G) "CONSTRUCTION" SHALL MEAN THE PROVISION OF A NEW DWELLING, MULTIPLE DWELLING, OR COMMERCIAL OR INDUSTRIAL STRUCTURE, OR THE ENLARGEMENT OF THE VOLUME OF AN EXISTING MULTIPLE DWELLING OR COMMERCIAL OR INDUSTRIAL STRUCTURE BY MORE THAN THIRTY PERCENT (30%), BUT SHALL NOT MEAN THE CONVERSION OF AN EXISTING BUILDING OR STRUCTURE TO ANOTHER USE.
- (H) "CONVERSION" OR "CONVERSION ALTERATION" – SHALL MEAN THE ALTERATION OR RENOVATION OF A NON-RESIDENTIAL BUILDING OR STRUCTURE, OR HOTEL, MOTEL, MOTOR HOTEL, OR GUEST HOUSE, IN SUCH MANNER AS TO CONVERT THE BUILDING OR STRUCTURE FROM ITS PREVIOUS USE TO USE AS A DWELLING OR MULTIPLE DWELLING.
- (I) "COOPERATIVE" – SHALL MEAN A HOUSING CORPORATION OR ASSOCIATION, WHEREIN THE HOLDER OF A SHARE OR MEMBERSHIP INTEREST THEREOF IS ENTITLED TO POSSESS AND OCCUPY FOR DWELLING PURPOSES A HOUSE, APARTMENT, OR OTHER UNIT OF HOUSING OWNED BY THE CORPORATION OR ASSOCIATION, OR TO PURCHASE A UNIT OF HOUSING OWNED BY THE CORPORATION OR ASSOCIATION.
- (J) "COST" – SHALL MEAN, WHEN USED WITH RESPECT TO ABATEMENTS TO DWELLINGS OR MULTIPLE DWELLINGS, ONLY THE COST OR FAIR MARKET VALUE OF DIRECT LABOR AND MATERIALS USED IN IMPROVING A MULTIPLE DWELLING, OR OF CONVERTING ANOTHER BUILDING OR STRUCTURE TO A MULTIPLE DWELLING, OR OF CONSTRUCTING A DWELLING, OR OF CONVERTING ANOTHER BUILDING OR STRUCTURE TO A DWELLING, INCLUDING ANY ARCHITECTURAL, ENGINEERING, AND CONTRACTOR'S FEES ASSOCIATED THEREWITH, AS THE OWNER OF THE PROPERTY SHALL CAUSE TO BE CERTIFIED TO THE BOROUGH COUNCIL BY AN INDEPENDENT AND QUALIFIED ARCHITECT, FOLLOWING COMPLETION OF THE PROJECT.
- (K) "DWELLING" – SHALL MEAN A BUILDING OR PART OF A BUILDING USED, TO BE USED OR HELD FOR USE AS A HOME OR RESIDENCE, INCLUDING ACCESSORY BUILDINGS LOCATED ON THE SAME PREMISES, TOGETHER WITH THE LAND UPON WHICH SUCH BUILDING OR BUILDINGS ARE ERECTED AND WHICH MAY BE NECESSARY FOR THE FAIR ENJOYMENTS THEREOF, BUT SHALL NOT MEAN ANY BUILDING OR PART OF A BUILDING DEFINED AS A "MULTIPLE DWELLING" PURSUANT TO THE "HOTEL AND MULTIPLE DWELLING LAW," P.L. 1967, c. 76 (C.55:13A-1 et seq.). A DWELLING SHALL INCLUDE, AS THEY ARE SEPARATELY CONVEYED TO INDIVIDUAL OWNERS, INDIVIDUAL RESIDENCES WITHIN A COOPERATIVE, IF PURCHASED SEPARATELY BY THE OCCUPANTS THEREOF, AND INDIVIDUAL RESIDENCES WITHIN A HORIZONTAL PROPERTY REGIME OR A CONDOMINIUM, BUT SHALL NOT INCLUDE "GENERAL COMMON ELEMENTS" OR "COMMON ELEMENTS" OF SUCH HORIZONTAL PROPERTY REGIME OR CONDOMINIUM AS DEFINED PURSUANT TO THE "HORIZONTAL PROPERTY ACT," P.L. 1963, c.168 (C. 46:8A-1, et seq.), OR THE "CONDOMINIUM ACT," P.L. 1969, c. 257 (C. 46:8B-1 et seq.), OR OF A COOPERATIVE, IF THE RESIDENTIAL UNITS ARE OWNED SEPARATELY.
- (L) "EXEMPTION" – SHALL MEAN THAT PORTION OF THE ASSESSOR'S FULL AND TRUE VALUE OF ANY IMPROVEMENT, CONVERSION ALTERATION, OR CONSTRUCTION NOT REGARDED AS INCREASING THE TAXABLE VALUE OF A PROPERTY PURSUANT TO THIS CHAPTER
- (M) "HORIZONTAL PROPERTY REGIME" – SHALL MEAN A PROPERTY SUBMITTED TO A HORIZONTAL PROPERTY REGIME PURSUANT TO THE "HORIZONTAL PROPERTY ACT," P.L. 1963, c. 168 (C. 46:8A-1, et seq.).
- (N) "IMPROVEMENT" – SHALL MEAN A MODERNIZATION, REHABILITATION, RENOVATION, ALTERATION, OR REPAIR, WHICH PRODUCES A PHYSICAL CHANGE IN AN EXISTING BUILDING OR STRUCTURE THAT IMPROVES THE SAFETY, SANITATION, DECENCY OR ATTRACTIVENESS OF THE BUILDING OR STRUCTURE AS A PLACE FOR HUMAN HABITATION OR WORK, AND WHICH DOES NOT CHANGE ITS PERMITTED USE. IN THE CASE OF A MULTIPLE DWELLING, IT INCLUDES ONLY IMPROVEMENTS, WHICH AFFECT COMMON AREAS OR ELEMENTS, OR THREE (3) OR MORE DWELLING UNITS WITHIN THE MULTIPLE DWELLING. IN THE CASE OF A MULTIPLE DWELLING OR COMMERCIAL OR INDUSTRIAL STRUCTURE, IT SHALL NOT INCLUDE ORDINARY PAINTING, REPAIRS, AND REPLACEMENT OF MAINTENANCE ITEMS, OR AN ENLARGEMENT

OF THE VOLUME OF AN EXISTING STRUCTURE BY MORE THAN THIRTY PERCENT (30%). IN NO CASE SHALL IT INCLUDE THE REPAIR OF FIRE OR OTHER DAMAGE TO A PROPERTY FOR WHICH PAYMENT OF A CLAIM WAS RECEIVED BY ANY PERSON FROM AN INSURANCE COMPANY AT ANY TIME DURING THE THREE (3) YEAR PERIOD IMMEDIATELY PRECEDING THE FILING OF AN APPLICATION PURSUANT TO THIS ACT.

- (O) "MULTIPLE DWELLING" – SHALL MEAN A BUILDING OR STRUCTURE MEETING THE DEFINITION OF "MULTIPLE DWELLING" SET FORTH IN THE "HOTEL AND MULTIPLE DWELLING LAW," P.L. 1967, c. 76 (C. 55:13A-1 et seq.), AND MEANS FOR THE PURPOSE OF IMPROVEMENT OR CONSTRUCTION THE "GENERAL COMMON ELEMENTS" AND "COMMON ELEMENTS" OF A CONDOMINIUM, A COOPERATIVE, OR A HORIZONTAL PROPERTY REGIME.

### **SECTION 3 – AREA IN NEED OF REHABILITATION DECLARED.**

THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG HEREBY FINDS AND DECLARES THAT THE ENTIRE AREA WITHIN THE MUNICIPAL BOUNDARIES OF THE BOROUGH OF JAMESBURG IS AN "AREA IN NEED OF REHABILITATION" PURSUANT TO THE TERMS OF THIS CHAPTER.

### **SECTION 4 – EXEMPTIONS AUTHORIZED.**

THERE IS HEREBY AUTHORIZED WITHIN THE "AREA IN NEED OF REHABILITATION" REFERENCED ABOVE THE ABILITY OF TAXPAYERS TO OBTAIN EXEMPTION(S) FROM TAXATION AS FOLLOWS:

- (A) IMPROVEMENTS TO EXISTING DWELLINGS
  - (1) AN EXEMPTION FROM TAXATION IS HEREBY AUTHORIZED FOR IMPROVEMENTS UNDERTAKEN TO EXISTING DWELLINGS WITHIN THE BOROUGH OF JAMESBURG PURSUANT TO THE TERMS AND CONDITIONS CONTAINED WITHIN THIS CHAPTER. FOR THE PURPOSES OF THIS CHAPTER, THE TERM "EXISTING DWELLINGS" SHALL NOT INCLUDE THE CONSTRUCTION OF NEW DWELLING(S) ON ANY PROPERTY WHERE THE PREVIOUS STRUCTURE(S) OR DWELLING(S) ON ANY PROPERTY DEMOLISHED IN THEIR ENTIRETY OR WHERE LESS THAN SIXTY PERCENT (60%) OF THE ORIGINAL SQUARE FOOTAGE REMAINS.
  - (2) SUCH EXEMPTION SHALL BE PERMITTED FOR IMPROVEMENTS MADE TO ANY EXISTING DWELLING THAT IS MORE THAN TWENTY (20) YEARS OLD.
  - (3) SUCH EXEMPTION SHALL BE AUTHORIZED TO THE EXTENT OF THE FIRST \$25,000.00 IN ASSESSOR'S FULL AND TRUE VALUE OF IMPROVEMENTS FOR EACH EXISTING DWELLING UNIT PRIMARILY AND DIRECTLY AFFECTED BY THE IMPROVEMENTS.
  - (4) THE EXEMPTION SHALL LAST FOR A PERIOD OF FIVE (5) YEARS, COMMENCING WITH THE FIRST FULL TAX YEAR FOLLOWING THE TAX YEAR IN WHICH THE IMPROVEMENTS ARE COMPLETED.
  - (5) SUCH EXEMPTION SHALL PERMIT THE IMPROVEMENTS TO NOT INCREASE THE VALUE OF THE PROPERTY NOTWITHSTANDING THE FACT THAT THE VALUE OF THE PROPERTY TO WHICH THE IMPROVEMENTS ARE MADE IS INCREASED THEREBY.
  - (6) DURING THE EXEMPTION PERIOD, THE ASSESSMENT ON THE PROPERTY SHALL NOT BE LESS THAN THE ASSESSMENT EXISTING THEREON IMMEDIATELY PRIOR TO THE IMPROVEMENTS, UNLESS THERE IS DAMAGE TO THE DWELLING THROUGH ACTION OF THE ELEMENTS SUFFICIENT TO WARRANT A REDUCTION.
  
- (B) IMPROVEMENTS TO EXISTING MULTIPLE DWELLINGS
  - (1) AN EXEMPTION FROM TAXATION IS HEREBY AUTHORIZED FOR IMPROVEMENTS UNDERTAKEN TO EXISTING MULTIPLE DWELLINGS WITHIN THE BOROUGH OF JAMESBURG PURSUANT TO THE TERMS AND CONDITIONS CONTAINED WITHIN THIS CHAPTER. FOR THE PURPOSES OF THIS CHAPTER, THE TERM "EXISTING MULTIPLE DWELLINGS" SHALL NOT INCLUDE THE CONSTRUCTION OF NEW MULTIPLE DWELLING(S) ON ANY PROPERTY WHERE THE PREVIOUS STRUCTURE(S) OR DWELLING(S) WERE DEMOLISHED IN THEIR ENTIRETY OR WHERE LESS THAN SIXTY PERCENT (60%) OF THE ORIGINAL SQUARE FOOTAGE REMAINS.
  - (2) IN DETERMINING THE VALUE OF REAL PROPERTY SUBJECT TO THE EXEMPTION, THE BOROUGH SHALL REGARD UP TO THE ASSESSOR'S FULL AND TRUE VALUE OF THE IMPROVEMENTS AS NOT INCREASING THE VALUE OF THE PROPERTY.

- (3) THE EXEMPTION SHALL LAST FOR A PERIOD OF FIVE (5) YEARS, COMMENCING WITH THE FIRST FULL TAX YEAR FOLLOWING THE TAX YEAR IN WHICH THE IMPROVEMENTS ARE COMPLETED.
- (4) SUCH EXEMPTION SHALL PERMIT THE IMPROVEMENTS TO NOT INCREASE THE VALUE OF THE PROPERTY NOTWITHSTANDING THE FACT THAT THE VALUE OF THE PROPERTY TO WHICH THE IMPROVEMENTS ARE MADE IS INCREASED THEREBY.
- (5) DURING THE EXEMPTION PERIOD, THE ASSESSMENT ON THE PROPERTY SHALL NOT BE LESS THAN THE ASSESSMENT EXISTING THEREON IMMEDIATELY PRIOR TO THE IMPROVEMENTS, UNLESS THERE IS DAMAGE TO THE MULTIPLE DWELLING THROUGH ACTION OF THE ELEMENTS SUFFICIENT TO WARRANT A REDUCTION.

C.) IMPROVEMENTS TO EXISTING COMMERCIAL AND/OR INDUSTRIAL STRUCTURES

- (1) AN EXEMPTION FROM TAXATION IS HEREBY AUTHORIZED FOR IMPROVEMENTS UNDERTAKEN TO EXISTING COMMERCIAL AND/OR INDUSTRIAL STRUCTURES WITHIN THE BOROUGH OF JAMESBURG PURSUANT TO THE TERMS AND CONDITIONS CONTAINED WITHIN THIS CHAPTER. FOR THE PURPOSES OF THIS CHAPTER, THE TERM "EXISTING COMMERCIAL AND/OR INDUSTRIAL STRUCTURES" SHALL NOT INCLUDE THE CONSTRUCTION OF NEW STRUCTURE(S) ON ANY PROPERTY WHERE THE PREVIOUS STRUCTURE(S) WERE DEMOLISHED IN THEIR ENTIRETY OR WHERE LESS THAN SIXTY PERCENT (60%) OF THE ORIGINAL SQUARE FOOTAGE REMAINS.
- (2) IN DETERMINING THE VALUE OF REAL PROPERTY SUBJECT TO THE EXEMPTION, THE BOROUGH SHALL REGARD UP TO THE ASSESSOR'S FULL AND TRUE VALUE OF THE IMPROVEMENTS AS NOT INCREASING THE VALUE OF THE PROPERTY.
- (3) THE EXEMPTION SHALL LAST FOR A PERIOD OF FIVE (5) YEARS, COMMENCING WITH THE FIRST FULL TAX YEAR FOLLOWING THE TAX YEAR IN WHICH THE IMPROVEMENTS ARE COMPLETED.
- (4) SUCH EXEMPTION SHALL PERMIT THE IMPROVEMENTS TO NOT INCREASE THE VALUE OF THE PROPERTY NOTWITHSTANDING THE FACT THAT THE VALUE OF THE PROPERTY TO WHICH THE IMPROVEMENTS ARE MADE IS INCREASED THEREBY.
- (5) DURING THE EXEMPTION PERIOD, THE ASSESSMENT ON THE PROPERTY SHALL NOT BE LESS THAN THE ASSESSMENT EXISTING THEREON IMMEDIATELY PRIOR TO THE IMPROVEMENTS, UNLESS THERE IS DAMAGE TO THE STRUCTURE THROUGH ACTION OF THE ELEMENTS SUFFICIENT TO WARRANT A REDUCTION.

**SECTION 5 – DETERMINATION OF TRUE TAXABLE VALUE BY ASSESSOR.**

THE ASSESSOR SHALL DETERMINE, ON OCTOBER 1<sup>ST</sup> OF THE YEAR FOLLOWING THE DATE OF THE COMPLETION OF AN IMPROVEMENT, THE TRUE TAXABLE VALUE THEREOF. THE AMOUNT OF TAX TO BE PAID FOR THE FIRST FULL TAX YEAR FOLLOWING COMPLETION SHALL BE BASED ON THE ASSESSED VALUATION OF THE IMPROVEMENT NOT ALLOWED AN EXEMPTION PURSUANT TO THIS CHAPTER. THE PROPERTY SHALL CONTINUE TO BE TREATED IN THE APPROPRIATE MANNER FOR EACH OF THE FIVE (5) FULL TAX YEARS SUBSEQUENT TO THE ORIGINAL DETERMINATION BY THE ASSESSOR.

**SECTION 6 – ADDITIONAL IMPROVEMENTS ON EXEMPT PROPERTIES**

THERE IS HEREBY AUTHORIZED WITHIN THE BOROUGH OF JAMESBURG THE ABILITY OF TAXPAYERS TO OBTAIN EXEMPTION(S) FROM TAXATION RELATING TO ANY ADDITIONAL IMPROVEMENT(S) COMPLETED ON A PROPERTY GRANTED A PREVIOUS EXEMPTION PURSUANT TO THIS CHAPTER DURING THE PERIOD IN WHICH SUCH PREVIOUS EXEMPTION IS IN EFFECT. AS SUCH, ADDITIONAL IMPROVEMENT(S) SHALL BE ENTITLED TO AN EXEMPTION JUST AS IF SUCH PROPERTY HAD NOT RECEIVED A PREVIOUS EXEMPTION. IN SUCH CASE, THE ADDITIONAL IMPROVEMENT(S) SHALL BE CONSIDERED AS SEPARATE FOR THE PURPOSES OF CALCULATING EXEMPTIONS PURSUANT TO THIS CHAPTER.

**SECTION 7 – INELIGIBILITY OF PROPERTY WERE TAXES AND/OR OTHER MUNICIPAL CHARGES ARE DELINQUENT**

NO EXEMPTION SHALL BE GRANTED PURSUANT TO THIS CHAPTER WITH RESPECT TO ANY PROPERTY FOR WHICH REAL ESTATE TAXES AND/OR OTHER MUNICIPAL CHARGES ARE

DELINQUENT OR REMAIN UNPAID, OR FOR WHICH PENALTIES FOR NON-PAYMENT OF SAME ARE DUE.

#### **SECTION 8 - APPLICATIONS; FILING AND APPROVAL; FORM**

NO EXEMPTION SHALL BE GRANTED PURSUANT TO THIS CHAPTER EXCEPT UPON WRITTEN APPLICATION THEREFORE FILED WITH AND APPROVED BY THE BOROUGH ASSESSOR. EVERY APPLICATION SHALL BE ON A FORM PRESCRIBED BY THE DIRECTOR OF THE DIVISION OF TAXATION IN THE DEPARTMENT OF TREASURY, AND PROVIDED FOR THE USE OF CLAIMANTS BY THE BOROUGH, AND SHALL BE FILED WITH THE ASSESSOR WITHIN THIRTY (30) DAYS, INCLUDING SATURDAYS AND SUNDAYS, FOLLOWING THE COMPLETION OF THE IMPROVEMENT. EVERY APPLICATION FOR EXEMPTION WHICH IS FILED WITHIN THE TIME SPECIFIED SHALL BE APPROVED AND ALLOWED BY THE ASSESSOR TO THE DEGREE THAT THE APPLICATION IS CONSISTENT WITH THE PROVISIONS OF THIS CHAPTER. THE GRANTING OF AN EXEMPTION SHALL BE RECORDED AND MADE A PERMANENT PART OF THE OFFICIAL TAX RECORDS OF THE BOROUGH, WHICH RECORDS SHALL CONTAIN A NOTICE OF THE TERMINATION DATE THEREOF.

#### **SECTION 9 – APPLICABILITY OF EXEMPTION TO TAX TYPES**

THE EXEMPTION OF REAL PROPERTY TAXES PROVIDED PURSUANT TO THIS CHAPTER SHALL APPLY TO PROPERTY TAXES LEVIED FOR MUNICIPAL PURPOSES, SCHOOL PURPOSES, FIRE DISTRICT PURPOSES, COUNTY GOVERNMENT PURPOSES AND FOR THE PURPOSE OF FUNDING ANY OTHER PROPERTY TAX EXEMPTION.

#### **SECTION 10 - ANNUAL PROPERTY TAX BILLS**

DURING THE FIRST YEAR FOLLOWING ADOPTION OF THIS ORDINANCE, AN APPROPRIATE NOTICE SHALL BE INCLUDED IN THE MAILING OF ANNUAL PROPERTY TAX BILLS TO EACH TAXPAYER OF THE BOROUGH NOTIFYING THE PUBLIC THAT TAX EXEMPTIONS MAY BE PERMITTED FOR THE IMPROVEMENT AND/OR REHABILITATION OF EXISTING RESIDENTIAL, MULTIPLE DWELLING, COMMERCIAL AND/OR INDUSTRIAL STRUCTURES WITHIN THE BOROUGH OF JAMESBURG PURSUANT TO THE PROVISIONS OF THIS ORDINANCE. THE NOTICE SHALL ADVISE THE PUBLIC THAT APPLICATIONS FOR EXEMPTION MAY BE MADE IMMEDIATELY, BUT THAT SUCH EXEMPTIONS, IF GRANTED, SHALL NOT COMMENCE UNTIL THE FIRST FULL TAX YEAR FOLLOWING ADOPTION.

#### **SECTION 11 – ANNUAL MUNICIPAL REPORT**

THE BOROUGH COUNCIL SHALL REPORT, ON OR BEFORE OCTOBER 1<sup>ST</sup> OF EACH YEAR, TO THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES IN THE DEPARTMENT OF COMMUNITY AFFAIRS AND TO THE DIRECTOR OF THE DIVISION OF TAXATION IN THE DEPARTMENT OF TREASURY THE TOTAL AMOUNT OF REAL PROPERTY TAXES EXEMPTED WITHIN THE BOROUGH IN THE CURRENT TAX YEAR FOR EACH OF THE FOLLOWING:

- (A) IMPROVEMENTS TO DWELLINGS;
- (B) IMPROVEMENTS TO MULTIPLE DWELLINGS; AND
- (C) IMPROVEMENTS TO COMMERCIAL AND INDUSTRIAL STRUCTURES

#### **SECTION 12 – LIMITATION ON EXEMPTIONS**

NO APPLICATIONS SHALL BE FILED WITH OR GRANTED BY THE BOROUGH OF JAMESBURG FOR EXEMPTION(S) PURSUANT TO THIS CHAPTER TO TAKE INITIAL EFFECT FOR THE 11<sup>TH</sup> FULL TAX YEAR FOLLOWING THE INITIAL ADOPTION OF THIS ORDINANCE, OR TO TAKE INITIAL EFFECT FOR ANY TAX YEAR OCCURRING THEREAFTER, UNLESS THIS ORDINANCE HAS BEEN READOPTED BY THE JAMESBURG BOROUGH COUNCIL PRIOR TO THE SAID 11<sup>TH</sup> TAX YEAR.

## **SECTION 13 – APPLICATION OF ORDINANCE**

THE PROVISIONS OF THIS ORDINANCE SHALL ONLY APPLY TO IMPROVEMENTS UNDERTAKEN PURSUANT TO CONSTRUCTION PERMITS ISSUED BY THE BOROUGH OF JAMESBURG, APPLICATIONS FOR WHICH WERE SUBMITTED SUBSEQUENT TO THE EFFECTIVE DATE OF THIS ORDINANCE.

2. THAT ALL OTHER ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HEREWITH ARE HEREBY REPEALED.
3. THAT THIS ORDINANCE SHALL RETROACTIVELY TAKE EFFECT JULY 1, 2005.

Motion to Approve Ordinance #14-05 on First Reading; Authorize Publication, and Set Public Hearing/Second Reading Date:

Proposed by: Jennings

Seconded by: Maloney

All In Favor: Carpenter, Jennings, Kostbar, Longo, Maloney.

Absent: Morales

None Opposed, None Abstaining.

### **ORDINANCE – SECOND READING**

THE FOLLOWING ORDINANCE WAS APPROVED ON FIRST READING AT THE SPECIAL MEETING OF THE MAYOR AND COUNCIL HELD ON JULY 20, 2005, AND PUBLISHED IN FULL IN THE JULY 23, 2005 EDITION OF THE HOME NEWS TRIBUNE. COPIES HAVE BEEN POSTED ON THE MUNICIPAL BULLETIN BOARD AND MADE AVAILABLE TO THE PUBLIC SINCE INTRODUCTION.

### **ORDINANCE #13-05**

AN ORDINANCE PROVIDING FOR REPLACEMENT OF THE ROOF OF THE MUNICIPAL BUILDING APPROPRIATING THE SUM OF \$100,000 THEREFOR, AUTHORIZED IN AND BY THE BOROUGH OF JAMESBURG, IN THE COUNTY OF MIDDLESEX, NEW JERSEY

**WHEREAS**, THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG IN THE COUNTY OF MIDDLESEX, NEW JERSEY HAS DETERMINED TO REPLACE THE ROOF OF THE MUNICIPAL BUILDING; AND

**WHEREAS**, THE BOROUGH OF JAMESBURG HAS \$100,000 IN THE CAPITAL IMPROVEMENT FUND.

**NOW THEREFORE, BE IT ORDAINED** AND ENACTED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, COUNTY OF MIDDLESEX, NEW JERSEY, THAT:

SECTION 1. THE IMPROVEMENTS DESCRIBED IN SECTION 2 OF THIS ORDINANCE ARE HEREBY AUTHORIZED AS GENERAL CAPITAL IMPROVEMENTS TO BE UNDERTAKEN IN AND BY THE BOROUGH OF JAMESBURG, COUNTY OF MIDDLESEX, NEW JERSEY.

SECTION 2. THE IMPROVEMENTS HEREBY AUTHORIZED TO BE UNDERTAKEN CONSIST OF REPLACEMENT OF THE MUNICIPAL BUILDING ROOF, TOGETHER WITH ALL ITEMS NECESSARY, INCIDENTAL OR APPURTENANT THERETO.

SECTION 3. THE 2005 CAPITAL BUDGET OF THE BOROUGH OF JAMESBURG IS HEREBY AMENDED TO INCLUDE THE PROVISIONS OF THIS ORDINANCE.

SECTION 4. ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT WITH THE TERMS OF THIS ORDINANCE BE AND THE SAME ARE HEREBY REPEALED TO THE EXTENT OF THEIR INCONSISTENCY.

SECTION 5. THIS ORDINANCE SHALL TAKE EFFECT 10 DAYS AFTER THE FIRST PUBLICATION THEREOF AFTER FINAL ADOPTION, AS PROVIDED BY LAW.

Motion to Open to Public Comment on Ordinance #13-05

Proposed by: Longo

Seconded by: Carpenter

All In Favor: Carpenter, Jennings, Kostbar, Longo, Maloney.

Absent: Morales

None Opposed, None Abstaining.

Public Comment on Ordinance #13-05

No members of the public wished to be heard at this time.

Motion to Close to Public Comment on Ordinance #13-05

Proposed by: Jennings

Seconded by: Longo  
 All In Favor: Carpenter, Jennings, Kostbar, Longo, Maloney.  
 Absent: Morales  
 None Opposed, None Abstaining.

Motion to Approve Ordinance #13-05 on Second Reading:

Proposed by: Jennings  
 Seconded by: Longo  
 All In Favor: Carpenter, Jennings, Kostbar, Longo, Maloney.  
 Absent: Morales  
 None Opposed, None Abstaining.

**CONSENT AGENDA DEFINED:**

ALL MATTERS LISTED ON TONIGHT'S CONSENT AGENDA ARE TO BE CONSIDERED AS ONE VOTE BY THE BOROUGH COUNCIL AND WILL BE ENACTED BY ONE MOTION IN THE FORM LISTED BELOW. ANY RESOLUTIONS LISTED ON THE AGENDA WITH \*\* NEXT TO THEIR RESPECTIVE NUMBER ARE TO BE CONSIDERED AS PART OF THE CONSENT AGENDA. THERE WILL BE NO DISCUSSION OF THESE ITEMS. IF DISCUSSION IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY

Council member Maloney removed Resolution #204-08-10-05 and Council President Kostbar removed Resolutions #209-08-10-05 and #210-08-10-05. The remainder of the Consent Agenda was approved on the following vote:

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER		X	X			
JENNINGS	X		X			
KOSTBAR			X			
LONGO			X			
MALONEY			X			
MORALES						X
MAYOR LAMANTIA						

**RESOLUTIONS:**

**RESOLUTION #197-08-10-05\*\***

RESOLUTION ACCEPTING MINUTES

**BE IT RESOLVED**, THAT THE FOLLOWING MINUTES BE AND ARE HEREBY ACCEPTED AND FILED:

MAYOR AND COUNCIL  
 July 13, 2005  
 July 20, 2005 (Special Meeting)  
 July 27, 2005 (Special Meeting)

**RESOLUTION #198-08-10-05\*\***

RESOLUTION ACCEPTING REPORTS

**BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT THE FOLLOWING REPORTS BE AND ARE HEREBY RECEIVED AND FILED:

Tax Collector	June 2005
Sewer Administrator	June 2005
Finance Officer	June 2005
Police Chief	June 2005

**RESOLUTION #199-08-10-05\*\***

APPROVE RAFFLE LICENSE #RL-02-05 - JAMESBURG HISTORICAL ASSOCIATION

**WHEREAS**, THE BOROUGH CLERK'S OFFICE HAS RECEIVED A RAFFLE APPLICATION FROM THE JAMESBURG HISTORICAL ASSOCIATION, WITH ALL THE PROPER DOCUMENTATION; AND

**WHEREAS**, FINDINGS AND DETERMINATIONS HAVE BEEN COMPLETED:

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, THAT THE JAMESBURG HISTORICAL ASSOCIATION BE AUTHORIZED TO HOLD AN OFF-PREMISE RAFFLE, UNDER THE ABOVE MENTIONED LICENSE NUMBER, DRAWING TO BE HELD AT 5:00PM ON DECEMBER 4, 2005, AT 203 BUCKELEW AVENUE.

**RESOLUTION #200-08-10-05\*\***

APPROVE RAFFLE LICENSE #RL-03-05 - JAMESBURG HISTORICAL ASSOCIATION

**WHEREAS**, THE BOROUGH CLERK'S OFFICE HAS RECEIVED A RAFFLE APPLICATION FROM THE JAMESBURG HISTORICAL ASSOCIATION, WITH ALL THE PROPER DOCUMENTATION; AND

**WHEREAS**, FINDINGS AND DETERMINATIONS HAVE BEEN COMPLETED:

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, THAT THE JAMESBURG HISTORICAL ASSOCIATION BE AUTHORIZED TO HOLD AN ON-PREMISE RAFFLE, UNDER THE ABOVE MENTIONED LICENSE NUMBER, DRAWING TO BE HELD FROM 12:00PM TO 5:00PM ON SEPTEMBER 10, 2005, AT 203 BUCKELEW AVENUE.

**RESOLUTION #201-08-10-05\*\***

RESOLUTION AUTHORIZING THE RATE OF INTEREST TO BE CHARGED FOR PAYMENT OF THE THIRD QUARTER 2005 TAXES AT AN INTEREST RATE OF .000000001% FOR THE PERIOD OF AUGUST 1, 2005 THROUGH SEPTEMBER 7, 2005.

**WHEREAS**, N.J.S.A. 54:4-67 PERMITS THE GOVERNING BODY OF A MUNICIPALITY TO FIX THE RATE OF INTEREST TO BE CHARGED FOR THE NON PAYMENT OF TAXES OR ASSESSMENTS:

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, DUE TO THE DELAY IN THE DELIVERY OF THE 2005-2006 PROPERTY TAX BILLS, THAT:

1. THE INTEREST RATE TO BE CHARGED ON THIRD QUARTER 2005 TAX PAYMENTS WILL BE .000000001% FOR THE PERIOD OF AUGUST 1, 2005 THROUGH SEPTEMBER 7, 2005.
2. IN THE EVENT THAT PAYMENTS OF THE THIRD QUARTER TAXES ARE NOT PAID BY SEPTEMBER 7, 2005, THE TAX COLLECTOR IS HEREBY AUTHORIZED TO CHARGE INTEREST AT THE RATE OF 8% PER ANNUM ON THE FIRST \$1,500.00 OF THE DELINQUENCY AND 18% PER ANNUM ON ANY AMOUNT IN EXCESS OF \$1,500.00 TO BE CALCULATED FROM THE DATE THE TAX WAS PAYABLE UNTIL THE ACTUAL PAYMENT.
3. INTEREST ON ALL OTHER TAX PAYMENTS DURING THIS PERIOD WILL BE CHARGED AT THE RATES SET BY THE INTEREST RESOLUTION PASSED BY THE MAYOR AND COUNCIL AT THE ANNUAL REORGANIZATION MEETING OF JANUARY 5, 2005.
4. A CERTIFIED TRUE COPY OF THIS RESOLUTION BE FORWARDED TO THE TAX COLLECTOR.

**RESOLUTION #202-08-10-05\*\***

RESOLUTION SUPPORTING THE RENEWAL OF THE NEW JERSEY TRANSPORTATION TRUST FUND AND INCREASED DEDICATION FOR LOCAL AID

**WHEREAS**, ON JUNE 30, 2006, THE NEW JERSEY TRANSPORTATION TRUST FUND WILL HAVE NO CAPITAL FUNDING AVAILABLE TO PROVIDE LOCAL AID FOR TRANSPORTATION

PROJECTS BECAUSE ALL INCOMING REVENUE WILL BE USED FOR DEBT SERVICE PAYMENTS;  
AND

**WHEREAS**, LOCAL GOVERNMENTS HAVE RECEIVED APPROXIMATELY \$300 MILLION IN BRIDGE BOND FUNDS, AND \$275 MILLION IN FEDERAL LOCAL ROAD FUNDS; AND

**WHEREAS**, LOCAL ROADWAYS AND BRIDGES CARRY 55% OF THE TRAFFIC ON COUNTRY, MUNICIPAL AND STATE HIGHWAYS AND LOCAL GOVERNMENTS MAINTAIN 32,810 CENTERLINE MILES OF ROADS AND 2,498 MAJOR BRIDGES AND 4,584 MINOR BRIDGES; AND

**WHEREAS**, A REVIEW OF ANNUAL LOCAL TRANSPORTATION NEEDS INDICATES \$211 MILLION FOR COUNTY BRIDGES, \$7.5 MILLION FOR MUNICIPAL BRIDGES, \$44 MILLION FOR COUNTY ROADWAYS AND \$112 MILLION FOR MUNICIPAL ROADWAYS FOR A TOTAL OF \$374.5 MILLION; AND

**WHEREAS**, IT IS IMPERATIVE THAT LOCAL GOVERNMENTS RECEIVE A STABLE, DEPENDABLE AND LONG-TERM SOURCE OF FUNDING TO ACTIVELY MAINTAIN THE STATE'S ROADWAYS AND BRIDGES; AND

**WHEREAS**, IT IS IN THE BEST INTEREST OF LOCAL GOVERNMENTS TO WORK IN COLLABORATION WITH THE GOVERNOR OF THE STATE OF NEW JERSEY, THE COMMISSIONER OF THE NEW JERSEY DEPARTMENT OF TRANSPORTATION, AND THE NEW JERSEY STATE LEGISLATURE TO QUANTIFY THE STATE'S TRANSPORTATION NEEDS AND PURSUE THE APPROPRIATE METHODS OF FUNDING:

**NOW, THEREFORE, BE IT RESOLVED**, THAT THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG HEREBY CALL UPON THE GOVERNOR AND THE STATE LEGISLATURE TO PROVIDE FOR A STABLE, DEPENDABLE AND LONG-TERM SOURCE OF FUNDING TO SUPPORT THE RENEWAL OF THE NEW JERSEY TRANSPORTATION TRUST FUND AND AN INCREASE IN THE AMOUNT TO BE DEDICATED TO LOCAL AID; AND

**BE IT FURTHER RESOLVED**, THAT A COPY OF THIS RESOLUTION BE FORWARDED TO THE GOVERNOR OF THE STATE OF NEW JERSEY, THE COMMISSIONER OF THE DEPARTMENT OF TRANSPORTATION AND MEMBERS OF THE STATE LEGISLATURE AND THE NEW JERSEY LEAGUE OF MUNICIPALITIES.

**RESOLUTION #203-08-10-05\*\***

RESOLUTION AUTHORIZING ENGINEER TO PREPARE APPLICATIONS AND AUTHORIZING THE MAYOR AND CLERK TO EXECUTE THE APPLICATIONS FOR N.J.D.O.T. DISCRETIONARY FUNDS FOR REPAIR OF LOCAL ROADS AS A RESULT OF STORM DAMAGE.

**WHEREAS**, THE ENGINEER HAS RECOMMENDED THAT THE MAYOR AND COUNCIL APPLY TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE USE OF DISCRETIONARY FUNDS FOR ROAD REPAIRS ON LOCAL ROADS AS A RESULT OF STORM DAMAGE; AND

**WHEREAS**, THE MAYOR AND COUNCIL HAVE CONSIDERED THIS RECOMMENDATION AND HAVE DETERMINED THAT REPAIRS ARE NEEDED TO WILLOW STREET, WEST RAILROAD AVENUE, WILLIAM STREET, LAKE STREET, MAPLE DRIVE AND DUANE STREET WITHIN THE BOROUGH:

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT THE BOROUGH ENGINEER BE AND IS HEREBY AUTHORIZED TO PREPARE THE APPLICATIONS FOR N.J.D.O.T. DISCRETIONARY FUNDS AVAILABLE TO MUNICIPALITIES AND TO SUBMIT SAME TO THE DISTRICT LOCAL AID OFFICE WITHIN THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF REPAIRING STORM DAMAGE ON WILLOW STREET, WEST RAILROAD AVENUE, WILLIAM STREET, LAKE STREET, MAPLE DRIVE AND DUANE STREET WITHIN THE BOROUGH:

REPAIRS ARE NEEDED TO WILLOW STREET, WEST RAILROAD AVENUE, WILLIAM STREET, LAKE STREET, MAPLE DRIVE AND DUANE STREET WITHIN THE BOROUGH:

**BE IT FURTHER RESOLVED**, THAT THE MAYOR IS AUTHORIZED TO SIGN AND THE MUNICIPAL CLERK TO ATTEST THE AFORESAID APPLICATIONS UPON THEIR COMPLETION BY THE BOROUGH ENGINEER.

**RESOLUTION #205-08-10-05\*\***

RESOLUTION OF THE BOROUGH OF JAMESBURG APPROVING PAYMENT CERTIFICATE #1 (FINAL PAYMENT) FOR THE EAST RAILROAD AVENUE STREETScape PROJECT.

**WHEREAS**, THE CONTRACTOR, MARIO'S CONCRETE AND PAVING CO., INC., HAS SUBMITTED AS-BUILT QUANTITIES FOR THE EAST RAILROAD AVENUE STREETScape PROJECT; AND

**WHEREAS**, THE ENGINEER HAS REVIEWED SAID QUANTITIES AND IS IN AGREEMENT WITH SAME; AND

**WHEREAS**, THE ENGINEER RECOMMENDS THE APPROVAL OF PAYMENT CERTIFICATE #1 (FINAL PAYMENT), DATED JUNE 27, 2005, IN THE AMOUNT OF FIFTY-ONE THOUSAND, TWELVE DOLLARS AND FOUR CENTS (\$51,012.04).

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT PAYMENT CERTIFICATE #1 (FINAL PAYMENT), IN THE AMOUNT OF FIFTY-ONE THOUSAND, TWELVE DOLLARS AND FOUR CENTS (\$51,012.04) IS HEREBY AUTHORIZED FOR PAYMENT TO MARIO'S CONCRETE AND PAVING, INC.

**RESOLUTION #206-08-10-05\*\***

RESOLUTION OF THE BOROUGH OF JAMESBURG APPROVING PAYMENT CERTIFICATE #1 (FINAL PAYMENT) FOR THE CONSTRUCTION OF CURBS AND SIDEWALKS ALONG FRONT STREET

**WHEREAS**, THE CONTRACTOR, MARIO'S CONCRETE AND PAVING CO., INC., HAS SUBMITTED AS-BUILT QUANTITIES FOR THE CONSTRUCTION OF CURBS AND SIDEWALKS ALONG FRONT STREET; AND

**WHEREAS**, THE ENGINEER HAS REVIEWED SAID QUANTITIES AND IS IN AGREEMENT WITH SAME; AND

**WHEREAS**, THE ENGINEER RECOMMENDS THE APPROVAL OF PAYMENT CERTIFICATE #1 (FINAL PAYMENT), DATED JUNE 27, 2005, IN THE AMOUNT OF TWENTY-THREE THOUSAND, THREE HUNDRED AND SIXTY THREE DOLLARS AND TWENTY CENTS (\$23,363.20).

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT PAYMENT CERTIFICATE #1 (FINAL PAYMENT), IN THE AMOUNT OF TWENTY-THREE THOUSAND, THREE HUNDRED AND SIXTY THREE DOLLARS AND TWENTY CENTS (\$23,363.20) IS HEREBY AUTHORIZED FOR PAYMENT TO MARIO'S CONCRETE AND PAVING, INC.

**RESOLUTION #207-08-10-05\*\***

RELEASE OF PERFORMANCE BOND OF MARIO'S CONCRETE AND PAVING CO., INC. BEING HELD FOR THE EAST RAILROAD AVENUE STREETScape PROJECT.

**WHEREAS**, THE BOROUGH OF JAMESBURG IS IN POSSESSION OF A PERFORMANCE BOND FROM MARIO'S CONCRETE AND PAVING CO., INC. FOR THE EAST RAILROAD AVENUE STREETScape PROJECT; AND

**WHEREAS**, MARIO'S CONCRETE AND PAVING CO., INC. HAS SUBMITTED MAINTENANCE BOND NUMBER #6250891, FIRST NATIONAL INSURANCE COMPANY OF AMERICA BEING THE SURETY, IN THE AMOUNT OF FIFTY ONE THOUSAND TWELVE DOLLARS (\$51,012.04) AND

**WHEREAS**, THE BOROUGH ATTORNEY AND BOROUGH ENGINEER HAVE GIVEN APPROVAL OF THE AMOUNT OF THE AMOUNT AND ACCEPTANCE DATE OF THE AFOREMENTIONED MAINTENANCE BOND:

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED**, BY THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG, THAT THE BOROUGH CLERK IS HEREBY AUTHORIZED TO ACCEPT THE AFOREMENTIONED MAINTENANCE BOND AND RELEASE THE PERFORMANCE BOND HELD FOR THE EAST RAILROAD AVENUE STREETScape PROJECT.

**RESOLUTION #208-08-10-05\*\***

RELEASE OF PERFORMANCE BOND OF MARIO'S CONCRETE AND PAVING CO., INC. BEING HELD FOR THE CONSTRUCTION OF CURBS AND SIDEWALKS ALONG FRONT STREET.

**WHEREAS**, THE BOROUGH OF JAMESBURG IS IN POSSESSION OF A PERFORMANCE BOND FROM MARIO'S CONCRETE AND PAVING CO., INC. FOR THE CONSTRUCTION OF CURBS AND SIDEWALKS ALONG FRONT STREET; AND

**WHEREAS**, MARIO'S CONCRETE AND PAVING CO., INC. HAS SUBMITTED MAINTENANCE BOND NUMBER #6250889, FIRST NATIONAL INSURANCE COMPANY OF AMERICA BEING THE SURETY, IN THE AMOUNT OF TWENTY THREE THOUSAND THREE HUNDRED SIXTY-THREE DOLLARS AND TWENTY CENTS (\$23,363.20) AND

**WHEREAS**, THE BOROUGH ATTORNEY AND BOROUGH ENGINEER HAVE GIVEN APPROVAL OF THE AMOUNT OF THE AMOUNT AND ACCEPTANCE DATE OF THE AFOREMENTIONED MAINTENANCE BOND:

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED**, BY THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG, THAT THE BOROUGH CLERK IS HEREBY AUTHORIZED TO ACCEPT THE AFOREMENTIONED MAINTENANCE BOND AND RELEASE THE PERFORMANCE BOND HELD FOR THE CONSTRUCTION OF CURBS AND SIDEWALKS ALONG FRONT STREET.

**END OF CONSENT AGENDA**

=====

**RESOLUTION #204-08-10-05\*\***

RESOLUTION AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE AGREEMENT WITH THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY FOR THE PROVISION OF RECYCLING COLLECTION AND MARKETING SERVICES OF DESIGNATED RECYCLABLES

**WHEREAS**, THE INTERLOCAL SERVICES ACT, N.J.S.A. 40:8-1, et seq., PERMITS THE LOCAL UNITS OF THIS STATE TO ENTER INTO A CONTRACT WITH ANY OTHER LOCAL UNIT OR UNITS FOR THE JOINT PROVISION WITHIN THEIR SEVERAL JURISDICTIONS OF ANY SERVICE WHICH ANY PARTY TO THE AGREEMENT IS EMPOWERED TO RENDER WITHIN ITS OWN JURISDICTION ; AND

**WHEREAS**, PURSUANT TO N.J.S.A. 40A:11-5(2), ANY SUCH CONTRACT OR AGREEMENT MAY BE MADE WITHOUT PUBLIC ADVERTISING FOR BIDS OR BIDDING THEREFOR; AND

**WHEREAS**, THE BOROUGH OF JAMESBURG WISHES TO ENTER INTO AN INTERLOCAL SERVICES AGREEMENT WITH THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY FOR RECYCLING COLLECTION AND MARKETING SERVICES; AND

**WHEREAS**, THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY IS WILLING TO PROVIDE THE REQUESTED SERVICES TO JAMESBURG BOROUGH UNDER THE TERMS AND CONDITIONS CONTAINED IN A PROPOSED AGREEMENT, A COPY OF WHICH IS ATTACHED HERETO AND MADE A PART HEREOF; AND

**WHEREAS**, HAVING CONSIDERED THE SAME, THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG NOW WISHES TO AUTHORIZE THE APPROPRIATE BOROUGH OFFICIALS TO EXECUTE THE ATTACHED INTERLOCAL SERVICES AGREEMENT WITH THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY FOR THE PROVISION OF THE ABOVE-REFERENCED SERVICES

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED**, BY THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG THAT THE MAYOR IS HEREBY AUTHORIZED TO EXECUTE AND THE BOROUGH CLERK TO ATTEST AN INTERLOCAL SERVICES AGREEMENT WITH THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY, IN A FORM ACCEPTABLE TO THE BOROUGH ATTORNEY, FOR THE PROVISION OF THE ABOVE-REFERENCED SERVICES.

**BE IT FURTHER RESOLVED** THAT A CERTIFIED COPY OF THIS RESOLUTION SHALL BE PROVIDED TO EACH OF THE FOLLOWING:

- a.) MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
- b.) DENISE JAWIDZIK, BUSINESS ADMINISTRATOR
- c.) ALAN DITTENHOFER, P.E., BOROUGH ENGINEER
- d.) FREDERICK C. RAFFETTO, ESQ. BOROUGH ATTORNEY

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER		X	X			
JENNINGS			X			
KOSTBAR	X		X			

LONGO			X			
MALONEY			X			
MORALES						X
MAYOR LAMANTIA						

**RESOLUTION #209-08-10-05\*\***

RESOLUTION AUTHORIZING A CHANGE ORDER (KNOWN AS CHANGE ORDER #1) TO THE CONTRACT BETWEEN THE BOROUGH OF JAMESBURG AND BIG DADDY CONSTRUCTION, INC. FOR THE CHURCH STREET RECONSTRUCTION PROJECT.

**WHEREAS**, DUE TO UNANTICIPATED CIRCUMSTANCES WHICH HAVE ARISEN DURING THE CHURCH STREET RECONSTRUCTION PROJECT, THE BOROUGH ENGINEER HAS RECOMMENDED A CHANGE ORDER (KNOWN AS CHANGE ORDER #1) IN ORDER TO AMEND THE CONTRACT BETWEEN THE BOROUGH OF JAMESBURG AND BIG DADDY CONSTRUCTION, INC. ; AND

**WHEREAS**, THE PROPOSED CHANGE ORDER IS DESCRIBED IN MORE DETAIL IN THE ATTACHED FORM, LAST DATED BY BOROUGH ENGINEER ON AUGUST 3, 2005; AND

**WHEREAS**, THE PROPOSED CHANGE ORDER SHALL CHANGE THE AMOUNT OF THE ORIGINAL CONTRACT BY AN INCREASE IN THE CONTRACT AMOUNT OF FIVE THOUSAND NINE HUNDRED EIGHTY-FIVE DOLLARS AND NO CENTS (\$5,985.00); AND

**WHEREAS**, THE PROPOSED CHANGE ORDER DOES NOT EXCEED THE TWENTY PERCENT (20%) LIMITATION IMPOSED BY LAW; AND

**WHEREAS**, THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG HAS RECEIVED THE RECOMMENDATIONS OF THE BOROUGH ENGINEER AND BOROUGH BUSINESS ADMINISTRATOR TO PROCEED WITH THE SAID CHANGE ORDER.

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED**, BY THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG AS FOLLOWS:

1. THAT THE BOROUGH IS AUTHORIZED TO ENTER INTO THE ATTACHED CHANGE ORDER (KNOWN AS CHANGE ORDER #1) WHICH SHALL BE CONSIDERED AN AMENDMENT TO THE ORIGINAL CONTRACT BETWEEN THE BOROUGH OF JAMESBURG AND BIG DADDY CONSTRUCTION, INC. FOR THE CHURCH STREET RECONSTRUCTION PROJECT.

2. THAT THE BUSINESS ADMINISTRATOR SHALL CERTIFY THAT THERE ARE SUFFICIENT FUNDS TO COVER THE AMOUNT OF THIS CHANGE ORDER.

3. THAT A CERTIFIED COPY OF THIS RESOLUTION SHALL PROVIDED TO EACH OF THE FOLLOWING:

- a. ALAN B. DITTENHOFER, P.E.,C.M.E., BOROUGH ENGINEER
- b. BIG DADDY CONSTRUCTION, INC.
- c. DENISE JAWIDZIK, BOROUGH BUSINESS ADMINISTRATOR
- d. FREDERICK C. RAFFETTO, ESQUIRE, BOROUGH ATTORNEY.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER		X	X			
JENNINGS	X		X			
KOSTBAR					X	
LONGO			X			
MALONEY			X			
MORALES						X
MAYOR LAMANTIA						

**RESOLUTION #210-08-10-05\*\***

RESOLUTION OF THE BOROUGH OF JAMESBURG APPROVING PAYMENT CERTIFICATE #1 FOR CHURCH STREET RECONSTRUCTION PROJECT

**WHEREAS**, THE CONTRACTOR, BIG DADDY CONSTRUCTION, INC., HAS SUBMITTED AS-BUILT QUANTITIES FOR THE CHURCH STREET RECONSTRUCTION PROJECT; AND

**WHEREAS**, THE ENGINEER HAS REVIEWED SAID QUANTITIES AND IS IN AGREEMENT WITH SAME; AND

**WHEREAS**, THE ENGINEER RECOMMENDS THE APPROVAL OF PAYMENT CERTIFICATE #1, DATED AUGUST 3, 2005, IN THE AMOUNT OF SIXTY FOUR THOUSAND EIGHT HUNDRED TWO DOLLARS AND FIFTY CENTS (\$64,802.50).

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT PAYMENT CERTIFICATE #1, IN THE AMOUNT OF SIXTY FOUR THOUSAND EIGHT HUNDRED TWO DOLLARS AND FIFTY CENTS (\$64,802.50) IS HEREBY AUTHORIZED FOR PAYMENT TO BIG DADDY CONSTRUCTION, INC.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER		X	X			
JENNINGS			X			
KOSTBAR					X	
LONGO	X		X			
MALONEY			X			
MORALES						X
MAYOR LAMANTIA						

**RESOLUTION #211-08-10-05**

RESOLUTION NAMING BUCKELEW PARK.

**WHEREAS**, THE BOROUGH OF JAMESBURG IS THE OWNER OF REAL PROPERTY KNOWN AS BLOCK 15, LOT 2, SAID PROPERTY BEING COMMONLY KNOWN FOR THE BUILDING THAT SITS UPON IT AS "LAKEVIEW" OR THE "BUCKELEW MANSION" AFTER THE BOROUGH'S FOUNDING FATHER, JAMES BUCKELEW; AND

**WHEREAS**, SAID PROPERTY IS THE BOROUGH OF JAMESBURG'S HISTORICAL TREASURE, CONTAINING THE LINCOLN COACH AS WELL AS WONDERFUL DISPLAYS OF JAMESBURG'S HISTORY; AND

**WHEREAS**, THE JAMESBURG HISTORICAL ASSOCIATION, THAT MAINTAINS SAID SITE, AND HOLDS TOURS AND COMMEMORATIVE EVENTS AT LAKEVIEW, HAS REQUESTED THAT THE SITE BE NAMED; AND

**WHEREAS**, SINCE THE AFOREMENTIONED PROPERTY IS A "GREEN ACRES" SITE, THE BOROUGH ATTORNEY CONTACTED THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION'S GREEN ACRES PROGRAM, WHO GIVE PERMISSION FOR THE NAMING OF THE SITE.

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG, THAT BLOCK 15, LOT 2, OTHERWISE KNOWN AS 203 BUCKELEW AVENUE, BE HENCEFORTH KNOWN AS "BUCKELEW PARK"; AND

**BE IT FURTHER RESOLVED**, THAT THE MAYOR AND COUNCIL HOLD NO OBJECTION TO THE JAMESBURG HISTORICAL ASSOCIATION ERECTING SIGNS DECLARING THE NAME OF "BUCKELEW PARK" WITH THE CONDITION THAT THE APPROPRIATE BOROUGH CODES ARE OBSERVED.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
JENNINGS	X		X			
KOSTBAR			X			
LONGO			X			
MALONEY		X	X			
MORALES						X
MAYOR LAMANTIA						

**RESOLUTION #212-08-10-05**

RESOLUTION APPOINTING COURT ADMINISTRATOR

**WHEREAS**, THE MUNICIPAL COURT ADMINISTRATOR OF THE BOROUGH OF JAMESBURG, CAROLE A. BUTEWICZ, OFFICIALLY RETIRED ON AUGUST 31, 2005, CAUSING A VACANCY TO BE CREATED IN SAID POSITION; AND

**WHEREAS**, THE POSITION OF COURT ADMINISTRATOR MUST BE FILLED; AND

**WHEREAS**, SHARRON McDERMOTT HAS BEEN EMPLOYED BY THE BOROUGH SINCE APRIL 27, 1998 AND HAS FILLED THE POSITION OF DEPUTY COURT ADMINISTRATOR SINCE JANUARY 1999; AND

**WHEREAS**, SHARRON McDERMOTT IS QUALIFIED TO FILL THE POSITION OF COURT ADMINISTRATOR:

**NOW, THEREFORE, I, ANTHONY LAMANTIA, MAYOR**, WITH THE ADVICE AND CONSENT OF THE BOROUGH COUNCIL, DO HEREBY APPOINT SHARRON McDERMOTT AS COURT ADMINISTRATOR OF THE BOROUGH OF JAMESBURG MUNICIPAL COURT, EFFECTIVE SEPTEMBER 1, 2005, THIS TERM TO EXPIRE DECEMBER 31, 2005 OR UNTIL A SUCCESSOR IS DULY APPOINTED AND QUALIFIED.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER		X	X			
JENNINGS	X		X			
KOSTBAR			X			
LONGO			X			
MALONEY			X			
MORALES						X
MAYOR LAMANTIA						

**RESOLUTION #213-08-10-05**

APPROVE PAYMENT OF VOUCHERS

**WHEREAS**, THE CHIEF MUNICIPAL FINANCE 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 OR COMMITTEE CHAIR, THE FINANCE CHAIRPERSON, THE VENDOR, AND THE CHIEF FINANCIAL OFFICER , HAVE ALL BEEN OBTAINED ON EACH VOUCHER PRESENTED ON THE ATTACHED LIST.

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, THAT THE VOUCHER LIST SUBMITTED IS HEREBY APPROVED FOR PAYMENT IN THE TOTAL AMOUNT OF \$1,387,352.67.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
JENNINGS			X			
KOSTBAR		X	X			
LONGO	X		X			
MALONEY			X			
MORALES						X
MAYOR LAMANTIA						

**COUNCIL MEMBER COMMITTEE REPORTS**

**BUILDINGS, GROUNDS AND PARKS COMMITTEE & HOLIDAY EVENTS COMMITTEE**

Council member Carpenter reported on Historical Association and Library Board events

**PERSONNEL & NEGOTIATIONS COMMITTEE**

Council member Jennings reported that progress is being made in negotiations with the Public Works personnel.

**POLICE COMMITTEE**

Police Commissioner Kostbar reported that the Police Committee met prior to this evening's Council meeting, with representatives of Helmetta. Preparations for the Street Festival were also discussed.

**EDUCATION COMMITTEE**

Council member Longo reported on the schools summer maintenance schedule. Also, reported that the Chamber of Commerce Is currently seeking a new President.

**PUBLIC WORKS COMMITTEE & TECHNOLOGY COMMITTEE**

Council member Maloney reported on a resident request for signs – a committee meeting is prospectively to be scheduled for September 14. Council member Maloney also stated that he would be forwarding a

draft resolution to the Mayor and Council, in opposition to technology bills currently pending in the legislature. Also commented on how wonderfully the community pulled together to help one another during the recent flooding event.

**PUBLIC SAFETY/ EMERGENCY SERVICES COMMITTEE**  
Council member Morales was absent.

Engineer Dittenhofer reported on the progress of the Church Street Reconstruction project, the Borough's application for N.J.D.O.T Discretionary funds to repair flood-damaged roads. Also, reported that the Woodland Road/Front Street Curb and Sidewalk project is out to bid, as well as the Municipal Building roof repair.

Mayor LaMantia reported on flood matters and stated that the Emergency Service Personnel and the residents were fantastic in their cooperation and understanding. The Street Festival is to be the ensuing Saturday, August 13. The Mayor also reported that he and a number of surrounding towns affected by the flooding met with representatives of the Army Corp. of Engineers to discuss what could possibly be done to reduce the threat of such flooding ever happening again.

**Members of the public wishing to address the Mayor and Borough Council must approach the podium and state their name and address for the record. There is a five (5) minute time limit for all comments and questions.**

**MOTION TO OPEN TO PUBLIC COMMENT:**

PROPOSED BY: Kostbar  
SECONDED BY: Carpenter  
ALL IN FAVOR: Carpenter, Jennings, Kostbar, Longo, Maloney.  
ABSENT: Morales  
None Opposed, None Abstaining.

**PUBLIC COMMENT:**

Ron Becker, President of Jamesburg Historical Association

- Thanked Council for the naming of Buckelew Park
- Announced upcoming events to be held at the Lakeview Mansion
- Informed Council that the Jamesburg Historical Association is to be awarded a large bronze plaque from the Middlesex County Cultural and Heritage Commission at a Board of Chosen Freeholders meeting.

Linda Gligorijevic – 15 Hemlock Drive

- Spoke regarding a personal issue between herself and Council member Carpenter.

**MOTION TO CLOSE TO PUBLIC COMMENT:**

PROPOSED BY: Kostbar  
SECONDED BY: Maloney  
ALL IN FAVOR: Carpenter, Jennings, Kostbar, Longo, Maloney.  
ABSENT: Morales  
None Opposed, None Abstaining.

**MOTION TO ADJOURN:**

PROPOSED BY: Jennings  
SECONDED BY: Maloney  
ALL IN FAVOR: Carpenter, Jennings, Kostbar, Longo, Maloney.  
ABSENT: Morales  
None Opposed, None Abstaining.

**TIME OF ADJOURNMENT:**                    7:34 pm