

BOROUGH OF JAMESBURG

COUNCIL MEETING

AGENDA – MARCH 23, 2005

CALL TO ORDER: Mayor LaMantia will call the meeting to order and announce 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 are 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: To be led by Mayor LaMantia

ROLL CALL: Those Present: Mayor LaMantia
Council member Carpenter
Council member Jennings
Council member Longo
Council member Maloney
Council member Morales
Attorney Raffetto
Denise Jawidzik, Business Administrator

Those Absent: Council President Kostbar
Engineer Dittenhofer

PUBLIC HEARING – 2005 LOCAL MUNICIPAL BUDGET:

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

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

Motion to Close Public Hearing:
Proposed by: Jennings
Seconded by: Longo
All In Favor: Carpenter, Jennings, Longo, Maloney, Morales.
Absent: Kostbar
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

The whole of the Consent Agenda was approved on the following vote:

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

RESOLUTIONS:
RESOLUTION #112-03-23-05**

RESOLUTION ACCEPTING MINUTES

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

MAYOR AND COUNCIL
March 9, 2005

RESOLUTION #113-03-23-05**

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:

Finance Officer	February 2005
Tax Collector	February 2005
Sewer Administrator	February 2005

RESOLUTION #114-03-23-05**

AUTHORIZE REFUND OF TAX OVERPAYMENTS

WHEREAS, AN OVERPAYMENT OF TAXES, HAS BEEN RECEIVED BY THE TAX COLLECTOR'S OFFICE IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00); AND

WHEREAS, THIS PAYMENT HAS BEEN PROVEN TO THE TAX COLLECTOR AS AN OVERPAYMENT;

NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT THE TAX COLLECTOR BE AND IS HEREBY AUTHORIZED TO ISSUE A CHECK IN THE TOTAL AMOUNT OF ONE HUNDRED (\$100.00) IN ACCORDANCE WITH THE CERTIFICATION ATTACHED HERETO.

RESOLUTION #115-03-23-05**

APPROVE LAUNDRY LICENSES AND SODA MACHINE LICENSE

WHEREAS, AN APPLICATION HAS BEEN SUBMITTED BY COLLINS LAUNDRY FOR FORTY (40) LAUNDRY LICENSES AND ONE (1) SODA MACHINE; AND

WHEREAS, THE CLERK'S OFFICE IS IN RECEIPT OF THE APPROPRIATE FEES FOR THE AFOREMENTIONED LICENSES:

NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT LICENSES #LL-57-05, THROUGH #LL-96-05 AND SM-01-05 BE AND ARE HEREBY APPROVED IN THE NAME OF COLLINS LAUNDRY.

RESOLUTION #116-03-23-05**

APPROVE SODA MACHINE LICENSE

WHEREAS, AN APPLICATION HAS BEEN SUBMITTED BY MENDOKERS QUALITY BAKERY FOR A SODA MACHINE LICENSE; AND

WHEREAS, THE CLERK'S OFFICE IS IN RECEIPT OF THE APPROPRIATE FEE FOR THE AFOREMENTIONED LICENSE:

NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, THAT SODA MACHINE LICENSE #SM-02-05 BE AND IS HEREBY APPROVED IN THE NAME OF MENDOKER'S QUALITY BAKERY.

RESOLUTION #117-03-23-05**

RESOLUTION AUTHORIZING THE DISPOSITION OF SURPLUS PROPERTY

WHEREAS, THE LOCAL PUBLIC CONTRACTS LAW, N.J.S.A. 40A:11-36, PROVIDES FOR THE DISPOSITION OF PERSONAL PROPERTY OWNED BY A MUNICIPALITY; AND

WHEREAS, THERE ARE VEHICLES WHICH ARE PUBLIC PROPERTY WHICH ARE NO LONGER NEEDED BY THE BOROUGH OF JAMESBURG; AND

WHEREAS, THE AUCTION WILL BE CONDUCTED IN CONJUNCTION WITH THE PARTICIPANTS IN THE COOPERATIVE PRICING SYSTEM OF MERCER/MIDDLESEX NO. 61:

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, BY THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG THAT THE LIST OF PERSONAL PROPERTY CONTAINED ON THE LIST BELOW IS HEREBY DECLARED SURPLUS PROPERTY AND IS NO LONGER NEEDED FOR PUBLIC USE;

BE IT FURTHER RESOLVED, THAT THE BOROUGH PURCHASING OFFICIAL IS HEREBY AUTHORIZED TO DISPOSE OF THE PROPERTY IN ACCORDANCE WITH THE LAW BY PARTICIPATING IN THE PUBLIC AUCTION AT 10:00AM ON APRIL 16, 2005 AT THE PLAINSBORO DEPARTMENT OF PUBLIC WORKS.

- | | |
|----------------------------|-------------------|
| * 1988 FORD F-150 PICK-UP | 1FTDF15Y4JNA455 |
| * 1989 CHEVROLET BLAZER | 1GNCT18Z7K8224701 |
| * 1999 FORD CROWN VICTORIA | 2FAFP71W7XX167720 |
| * 1992 CHEVROLET CAPRICE | 1GIBL5373NW157704 |

RESOLUTION #118-03-23-05**

RELEASE OF LETTER OF CREDIT IN LIEU OF A PERFORMANCE BOND OF 1ST CONSTITUTION BANCORP. BEING HELD FOR BANK CONSTRUCTION PROJECT AT 1 HARRISON STREET.

WHEREAS, THE BOROUGH OF JAMESBURG IS IN POSSESSION OF LETTER OF CREDIT NUMBER 051203-24 IN THE AMOUNT OF \$31,580.55, BEING HELD IN LIEU OF A PERFORMANCE BOND FROM 1ST CONSTITUTION BANCORP. FOR THE BANK CONSTRUCTION PROJECT LOCATED AT 1 HARRISON STREET WITHIN THE BOROUGH; AND

WHEREAS, 1ST CONSTITUTION BANCORP. HAS SUBMITTED LETTER OF CREDIT NUMBER 012705-39, TO BE HELD IN LIEU OF A MAINTENANCE BOND, IN THE AMOUNT OF THREE THOUSAND ONE HUNDRED SEVENTY NINE DOLLARS AND TWENTY-FIVE CENTS (\$3,179.25); AND

WHEREAS, THE BOROUGH ATTORNEY AND BOROUGH ENGINEER HAVE GIVEN APPROVAL OF THE FORM AND THE AMOUNT OF THE LETTER OF CREDIT NUMBER 012705-39:

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 LETTER OF CREDIT NUMBER 012705-39 AND RELEASE THE LETTER OF CREDIT NUMBER 051203-24 HELD FOR THE BANK CONSTRUCTION PROJECT PERFORMED AT 1 HARRISON STREET.

END OF CONSENT AGENDA

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RESOLUTION #119-03-23-05

RESOLUTION REQUESTING APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR ACCUMULATED ABSENCE LIABILITY TRUST FUND 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 ALLOWS MUNICIPALITIES TO RECEIVE AMOUNTS FOR COSTS INCURRED FOR ACCUMULATED ABSENCE LIABILITY; AND

WHEREAS, N.J.S.A. 40A:4-39 PROVIDES THAT THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES MAY APPROVE EXPENDITURES OF MONIES BY DEDICATION BY RIDER:

NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG COUNTY OF MIDDLESEX STATE OF NEW JERSEY AS FOLLOWS:

1. THE MAYOR AND COUNCIL HEREBY REQUEST PERMISSION OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO PAY EXPENDITURES FOR ACCUMULATED ABSENCE LIABILITY AS PER N.J.S.A. 40A:4-39.
2. THE MUNICIPAL CLERK OF THE BOROUGH OF JAMESBURG IS HEREBY DIRECTED TO FORWARD TWO CERTIFIED COPIES OF THIS RESOLUTION TO THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES.

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

RESOLUTION #120-03-23-05

RESOLUTION AUTHORIZING ENTERING INTO AN INTERLOCAL AGREEMENT WITH THE BOROUGH OF HELMETTA FOR THE PROVISION OF POLICE ASSISTANCE

WHEREAS, AS A RESULT OF UNEXPECTED EVENTS WITHIN THEIR POLICE DEPARTMENT CAUSING AN EMERGENT CONDITION AFFECTING THE PUBLIC HEALTH, SAFETY AND WELFARE FOR THE CITIZENS OF HELMETTA, THE BOROUGH OF HELMETTA NEGOTIATED WITH THE BOROUGH OF JAMESBURG TO TEMPORARILY HAVE THE BOROUGH OF JAMESBURG POLICE DEPARTMENT PATROL AND RESPOND TO ANY AND ALL EMERGENCIES NECESSARY IN THE BOROUGH OF HELMETTA DURING THE DAILY HOURS OF 10:30PM AND 6:30AM (THIRD SHIFT); AND

WHEREAS, THIS TEMPORARY INTERLOCAL AGREEMENT HAS BEEN FOUND TO BE BENEFICIAL FOR BOTH OF THE INVOLVED MUNICIPALITIES; AND

WHEREAS, THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF HELMETTA AND THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG ARE DESIROUS OF CONTINUING SAID INTERLOCAL AGREEMENT.

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

1. THE BOROUGH OF JAMESBURG DOES AGREE TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE BOROUGH OF HELMETTA FOR THE PROVISION OF POLICE ASSISTANCE.
2. THAT THE BOROUGH OF JAMESBURG POLICE DEPARTMENT SHALL PATROL AND RESPOND TO ANY AND ALL EMERGENCIES NECESSARY IN THE BOROUGH OF HELMETTA DURING THE DAILY HOURS OF 10:30PM TO 6:30AM (THIRD SHIFT), AS SET FORTH IN THE ATTACHED AGREEMENT.
3. THIS AGREEMENT SHALL BE IN EFFECT FROM APRIL 13, 2005, WITH THE BEGINNING OF THE THIRD SHIFT AND SHALL TERMINATE WITH THE CONCLUSION OF THE THIRD SHIFT ON THE MORNING OF APRIL 12, 2006.
4. THAT THE MAYOR IS AUTHORIZED TO EXECUTE, AND THE BOROUGH CLERK TO ATTEST THE ATTACHED, AFOREMENTIONED AGREEMENT BETWEEN THE BOROUGH OF HELMETTA AND THE BOROUGH OF JAMESBURG AND ANY OTHER DOCUMENTS NECESSARY TO FACILITATE SAID AGREEMENT.

Council discussed manpower availability and estimated revenue.

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

RESOLUTION #121-03-23-05

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 \$58,739.11.

VOUCHER # 05-00340, IN THE AMOUNT OF \$48.83 PAYABLE TO MIDCO WASTE, WAS ADDED BY THE FINANCE OFFICER FOR A NEW TOTAL AMOUNT OF \$58,787.94

AS AMENDED:

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

COUNCIL MEMBER COMMITTEE REPORTS

BUILDINGS, GROUNDS AND PARKS COMMITTEE & HOLIDAY EVENTS COMMITTEE

Council member Carpenter reported on the status of the roof leak, library events, the Lakeview mansion, and her attendance at a meeting pertaining to the M.O.M. rail line.

PERSONNEL & NEGOTIATIONS COMMITTEE

Council member Jennings reported that the committee would be meeting on March 29th to discuss the Police Chief's contract and to review applications received for the D.P.W. position.

POLICE COMMITTEE

Police Commissioner Kostbar was absent.

EDUCATION COMMITTEE

Council member Longo reported that the Board of Education would be holding the public hearing on their budget on March 24th at 7:30pm. Mr. Longo further explained the increase in said budget and the expenditures that caused the increase.

PUBLIC WORKS COMMITTEE & TECHNOLOGY COMMITTEE

Council member Maloney reported that the Public Works Committee met earlier that evening and discussed the clean up of the Bucklew Mansion, the hire of a new person for the department, grass cutting and leaf collection, the use of cameras to decrease illegal dumping at the D.P.W. yard, and the need for a computer at the public works building. Council member Maloney also reported on his discussion with Comcast regarding the current internet agreement.

PUBLIC SAFETY/ EMERGENCY SERVICES COMMITTEE

Council member Morales reported that the Emergency Services Committee met on March 7th, where discussion was held regarding the simultaneous dispatching of both Helmetta and Jamesburg First Aid

Squads during daytime hours due to the shortness of personnel. Middlesex County may soon be offering a "reverse 9-1-1" service. The First Aid Squad and the Fire Department are seeking grant funding for the purchase of an emergency generator. The First Aid Squad no longer will be reimbursed for EMT training due to the third party billing income.

Mayor LaMantia stated that he received a letter from A Keith Hamilton from SERV, who requested a meeting with the Mayor to discuss the setting up of the committee mandated by the court settlement. Council member Jennings volunteered to be on the committee. Sue Baker was chosen as the chair of the Human Relations Committee. The Borough Hall will become a drop off site for food donations. The Mayor also announced that he will be meeting with Senator Inverso and Assemblyman Baroni to discuss extraordinary aid and legislative items that could help the Borough.

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: Carpenter

SECONDED BY: Morales

ALL IN FAVOR: Carpenter, Jennings, Longo, Maloney, Morales.

ABSENT: Kostbar

None Opposed, None Abstaining.

PUBLIC COMMENT:

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

MOTION TO CLOSE TO PUBLIC COMMENT:

PROPOSED BY: Jennings

SECONDED BY: Longo

ALL IN FAVOR: Carpenter, Jennings, Longo, Maloney, Morales.

ABSENT: Kostbar

None Opposed, None Abstaining.

MOTION TO ADJOURN:

PROPOSED BY: Maloney

SECONDED BY: Morales

ALL IN FAVOR: Carpenter, Jennings, Longo, Maloney, Morales.

ABSENT: Kostbar

None Opposed, None Abstaining.

TIME OF ADJOURNMENT:

____ 7:30 ____ pm