

# BOROUGH OF JAMESBURG

## COUNCIL MEETING

### MINUTES – JULY 9, 2008

**CALL TO ORDER:** 7:03 pm - Mayor Anthony LaMantia called the meeting to order and announced that same is being held pursuant to the Open Public Meetings Act of 1974 and all provisions of that Act have been met. Any contracts awarded tonight require the contractor to comply with N.J.S.A. 10:5-31 et.seq. and N.J.A.C. 17:27. Also announced, in the event of a fire and pursuant to the N.J. Uniform Fire Code, the 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 Bodall  
Council member Carpenter  
Council member Grimes  
Council member Jennings  
Council member Longo  
Attorney Raffetto  
Denise Jawidzik, Business Administrator

Those absent: None

#### **ORDINANCES - FIRST READING:**

##### **ORDINANCE #13-08**

#### **ORDINANCE FOR DETERMINING POSITIONS ELIGIBLE FOR THE DEFINED CONTRIBUTION RETIREMENT PROGRAM**

**WHEREAS**, THE STATE LEGISLATURE RECENTLY ADOPTED CHAPTER 92 OF THE LAWS OF 2007 (N.J.S. 43:15C-1 ET SEQ.) TO CREATE THE DEFINED CONTRIBUTION RETIREMENT PROGRAM TO PROVIDE RETIREMENT BENEFITS TO VARIOUS COUNTY AND MUNICIPAL OFFICIALS; AND

**WHEREAS**, N.J.S. 43:15C-2 REQUIRES THE GOVERNING BODY OF EACH COUNTY, MUNICIPALITY, AND OTHER LOCAL ENTITY TO ADOPT, AS APPROPRIATE, EITHER A RESOLUTION OR ORDINANCE TO DETERMINE THE POSITIONS THAT ARE SUBSTANTIALLY SIMILAR IN NATURE TO THE ADVICE AND CONSENT OF THE SENATE FOR APPOINTMENTS BY THE GOVERNOR OF THE STATE, PURSUANT TO GUIDELINES OR POLICY THAT SHALL BE ESTABLISHED BY THE LOCAL FINANCE BOARD IN THE DEPARTMENT OF COMMUNITY AFFAIRS, AND FOR WHICH OFFICIALS APPOINTED TO SUCH POSITIONS SHALL BE ELIGIBLE FOR AND SHALL PARTICIPATE IN THE DEFINED CONTRIBUTION RETIREMENT PROGRAM, SUBJECT TO THE PROVISIONS OF LAW; AND

**WHEREAS** THE BOROUGH OF JAMESBURG HAS CONSIDERED THE GUIDELINES ISSUES BY THE LOCAL FINANCE BOARD;

**THEREFORE, BE IT ORDAINED** BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT:

1. PURSUANT TO N.J.S. 43:15C-2, THE FOLLOWING POSITIONS ARE DEEMED TO BE ELIGIBLE FOR AND SHALL PARTICIPATE IN THE DEFINED CONTRIBUTION RETIREMENT PROGRAM:
  - a. BUSINESS ADMINISTRATOR
  - b. MUNICIPAL PROSECUTOR
  - c. MUNICIPAL COURT JUDGE
  - d. MUNICIPAL COURT ADMINISTRATOR

2. INDIVIDUALS SERVING IN THE FOLLOWING POSITIONS ARE EXEMPT FROM DEFINED CONTRIBUTION RETIREMENT PROGRAM MEMBERSHIP, PURSUANT TO N.J.S. 43:15C-2:
  - a. TAX COLLECTOR;
  - b. CHIEF FINANCIAL OFFICER;
  - c. CONSTRUCTION CODE OFFICIAL;
  - d. QUALIFIED PURCHASING AGENT;
  - e. TAX ASSESSOR;
  - f. REGISTERED MUNICIPAL CLERK;
  - g. LICENSED UNIFORM SUBCODE INSPECTOR;
  - h. PRINCIPAL PUBLIC WORKS MANAGER.
3. THIS ORDINANCE SHALL BE IMPLEMENTED, CONSTRUED AND SUBJECT TO THE AFORESAID CHAPTER 92 OF THE LAWS OF 2007 (N.J.S. 43:15C-1 ET SEQ.) AS AMENDED FROM TIME TO TIME, AND ANY REGULATIONS OR GUIDANCE DOCUMENTS FROM THE LOCAL FINANCE BOARD OR THE DIVISION OF PENSIONS AND BENEFITS.
4. SHOULD ANY PART OR PARTS OF THIS ORDINANCE BE HELD TO BE INVALID BY ANY COMPETENT COURT OF LAW, SUCH INVALIDITY SHALL ONLY AFFECT THE PART OR PARTS HELD TO BE INVALID, AND ALL OTHER PARTS SHALL REMAIN IN EFFECT.
5. A COPY OF THIS ORDINANCE SHALL BE FILED WITH THE DIRECTOR OF THE DIVISION OF PENSIONS & BENEFITS OF THE NEW JERSEY DEPARTMENT OF THE TREASURY.
6. THIS ORDINANCE SHALL TAKE EFFECT UPON ITS PASSAGE AND PUBLICATION AS REQUIRED BY LAW.

Due to discrepancy in notifications from the State on this matter, motion was made to withdraw this ordinance from consideration.

Proposed by: Kostbar

Seconded by: Longo

All In Favor: Bodall, Carpenter, Grimes, Jennings, Kostbar, Longo.

None Opposed, None Abstaining.

#### **ORDINANCE #14-08**

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 4 (GENERAL LICENSING), CREATING SECTION 9 (PERMITS FOR SPECIAL EVENTS) OF THE "REVISED GENERAL ORDINANCES OF THE BOROUGH OF JAMESBURG, NEW JERSEY "

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

1. THAT CHAPTER 4 OF THE "REVISED GENERAL ORDINANCES OF THE BOROUGH OF JAMESBURG, NEW JERSEY (2000)" IS HEREBY AMENDED AND SUPPLEMENTED TO CREATE SECTION 9, ESTABLISHING NEW PROVISIONS RELATING TO "PERMITS FOR SPECIAL EVENTS" AS FOLLOWS:

#### **4-9 Permits for Special Events**

##### **4-9.1 Purpose and Intent**

The purpose and intent of this Section is to enable the Borough of Jamesburg and its Governing Body to have control over the type and scope of special events to be held within the confines of the Borough, while insuring the protection of the interest of those in the community upon whom such special events shall impact.

##### **4-9.2 Permit Required**

Any person or organization desiring to hold any concert, race, walkathon, fair, carnival, celebration, sporting event, show, or any event which involves festival seating, or any other similar event in or upon any public grounds or private property, park or road of the Borough of

Jamesburg, must first apply for and obtain a special events permit in accordance with the requirements of this Section.

#### **4-9.3 Application**

- a. A person or organization seeking issuance of a permit hereunder shall file an application with the Municipal Clerk, on a form to be provided for that purpose, on which form the applicant shall furnish pertinent information to include but not limited to the following:
  1. The name, address and telephone number of the applicant.
  2. The name, address and telephone number of the person or persons, corporation, organization or association sponsoring the activity.
  3. A detailed description of the proposed event and a sketch that shows the area or route to be used, along with proposed structures, tents, fences, barricades, signs, banners and restroom facilities, more commonly referred to as a "footprint".
  4. The date(s) and hours for which the permit is desired.
  5. The location of the event for which the permit is desired, and complete details as to how the applicant intends to provide for security, traffic control, site cleanup, separation of recyclables and disposal of trash and debris.
  6. The number of attendees, participants, spectators, contestants and/or other people that are reasonably anticipated to attend the event.
  7. A detailed description of the Borough's resources or services that shall be required to be provided in connection with the event.
  8. Any applicant claiming status as a non-profit organization shall be required to provide the necessary documentation to that effect.
- b. Upon verification that the application is complete, the Municipal Clerk shall submit to the appropriate Councilmatic committee for preliminary review. The committee may require the applicant to supplement its application with any pertinent documentation that may be of assistance to the committee. The committee shall make a recommendation to the Mayor and Council. The Mayor and Council will make the final decision on the approval of the application. Issuance of a permit may be subject to such conditions and restrictions as may be determined necessary by the Mayor and Council.
- c. All completed applications must be submitted to the Municipal Clerk at least sixty (60) days prior to the desired event unless the application is for a special event of the type covered by subsection d below.
- d. Permits for public gatherings and assemblies protected by the First Amendment to the United States Constitution and the New Jersey State Constitution shall receive expedited review. Such permits shall be granted or denied by the Business Administrator, acting on behalf of the Mayor and Council, within five (5) business days of receipt of a fully completed application. The application must clearly state that it is for a constitutionally protected activity and must be hand delivered directly to the Business Administrator.

#### **4-9.4 Fees**

The Special Event Permit application fee shall be set forth in the Schedule of Fees Ordinance. The application fee is non-refundable. Other fees may be required as determined by the Mayor and Council to be necessary depending on the nature and extent of the proposed activity. These fees may include the cost of providing municipal services for the proposed event. The resolution authorizing the special event shall set forth all other required fees to be paid by the applicant. All required fees shall be due and payable ten (10) days prior to the event. Failure to pay such fees within the prescribed time period shall void the approval. In addition to the fees payable prior to each event, the applicant shall be required to pay for any additional unanticipated expenses which were occasioned or became necessary during or after the event, as a direct result of the event.

#### **4-9.5 Standards**

The standards for the issuance of a permit pursuant to this Section shall include but shall not necessarily be limited to the following findings:

- a. That the proposed event will not unreasonably interfere with or detract from the general public's enjoyment of public parks, roadways or facilities to be utilized.
- b. That the proposed activity and use will not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation.
- c. That the proposed activity and uses that are reasonably anticipated will not likely include violence, crime or disorderly conduct.
- d. That the facilities desired have not been reserved for other use at the date and time requested in the application.
- e. That the applicant will maintain the premises in the same condition which existed prior to the event.

#### **4-9.6 Denial of Permit**

The standards for denial of a permit pursuant to this Section shall include but shall not be limited to the following:

- a. That the proposed event will disrupt traffic within the Borough beyond practicable solutions.
- b. That the location of the event will cause undue hardship to adjacent property owners.
- c. That the proposed event will require the diversion of so many public employees that allowing the event would unreasonably deny service to, or jeopardize the safety of, the remainder of the Borough's residents.
- d. That the application contains incomplete or inaccurate information, or that the applicant has failed or refused to provide necessary or requested information upon request from the Borough.
- e. That the application fails to comply with all the terms and conditions of this Section.

#### **4-9.7 Responsibility, Liability, Performance Guarantees/Security Deposit, Insurance Coverage and Indemnification**

##### *a. Responsibility*

1. It shall be the permit applicant's responsibility to secure all necessary other permits, licenses and/or approvals which may be required (i.e. by State, local or other outside agencies), in conjunction with the proposed event.
2. All permit applicants shall assume all risks associated with premature advertisement of any event prior to the time of issuance of a permit by the Mayor and Council, as well as any and all costs which may have been expended prior to the time of official approval of the application by the Mayor and Council.
3. All permit holders shall be required to abide by all requirements set forth in the permit, as well as all Borough Ordinances, State Statutes (including but not limited to the New Jersey Riot Act, N.J.S.A. 2C:33-1 et. seq.), and all other rules and regulations which may be applicable to the event.
4. All permit holders shall be responsible for any and all additional costs that are incurred as a result of the event, including costs which may have been unforeseen at the time the permit was issued but which became necessary.
5. Any personnel provided by the Borough in connection with any special event sponsored by an outside party shall not be considered employees or agents of the outside party. If emergency services are required for any special event, then only Jamesburg's emergency personnel may be utilized.

##### *b. Liability; Performance Guarantees/Security Deposit*

1. All permit holders shall be liable for all losses, damages and/or injuries sustained by any person whatsoever by reason of the event or activities associated with the event.
2. The terms of this Section shall not be construed as imposing upon the Borough of Jamesburg or its officers or employees any liability or responsibility for any injury or damage to any person in any way connected to the use for which the permit was issued. The Borough and its officials and employees should not be deemed to have assumed any liability or responsibility by reason of any inspections performed, the issuance of any permits, or the approval for use of any Borough property in connection with a permit issued hereunder.
3. All permit holders shall assume full responsibility for the acts and conduct of all persons admitted to the event by or with the consent of the permit holder, or any person acting for or on behalf of the permit holder.
4. If any portion of Borough property or other premises where the event is held is damaged by the act or omission of the permit holder, or by the permit holder's agents, employees, patrons, customers, guests, invitees, or any other person admitted to the premises by the permit holder, the permit holder shall be responsible for all costs associated with the restoration of the property or premises to the condition that existed prior to the occurrence of such damage. The amount of such damage shall be considered an additional fee.
5. A performance bond issued by a surety company acceptable to the Borough or a cash security deposit sufficient to cover any damages occasioned as a result of the special event may be required by the Mayor and Council. Additionally, a cash security deposit may be required to ensure compliance with all terms and conditions imposed by the Mayor and Council in connection with the issuance of the permit.

##### *c. Insurance Coverage*

All permit holders must submit minimum liability insurance coverage in an amount to be determined by the Mayor and Council, depending on the size and nature of the event planned. The Borough of Jamesburg, its officers, employees, agents and representatives must be named as additional insured parties on the policy.

d. *Indemnification*

All permit holders shall defend, indemnify and hold the Borough of Jamesburg, its officers, employees, contractors, agents and representatives harmless from and against any and all liability for claims, demands, damages, suits, judgments, fines, losses and expenses, of any nature, which are sustained as a result of the event, and shall execute an indemnification and hold harmless agreement in a form acceptable to the Borough prior to the event.

**4-9.8 No Rights Conveyed; Revocation**

All permits issued pursuant to this Section shall be temporary and do not invest any permanent or continuing rights. No permit issued pursuant to this Section shall convey any right, interest or title in any Borough property to the permit holder. Any permit may be revoked at any time by the Business Administrator, acting on behalf of the Mayor and Council, for violation of the conditions for which the permit was issued, or for violation of any Ordinance which relates to the conducting of the event, or for any violation of the terms of this Section, or when the event is found not to be in the best interests of the Borough, or for other good cause shown.

**4-9.10 Offenses and Penalty**

- a. *Offenses.* A person commits an offense if he or she:
  - 1. Commences or conducts an event that is subject to the requirements of this Section without a permit, or;
  - 2. Fails to comply with any condition, requirement or provision of the permit, or otherwise violates any Ordinance, rule or regulation that is applicable to the event.
  
- b. *Penalty.* A person who violates a provision of this Section shall be guilty of a separate offense for each day or part thereof during which the violation is committed or continued and shall be liable, upon conviction, to the penalty as stated in Chapter 1, Section 1-5 of the Revised General Ordinances of the Borough of Jamesburg, or as provided by State Statute.

2. THAT, IN THE EVENT THAT ANY PORTION OF THIS ORDINANCE IS FOUND TO BE INVALID FOR ANY REASON BY ANY COURT OF COMPETENT JURISDICTION, SUCH JUDGMENT SHALL BE LIMITED IN ITS EFFECT ONLY TO THE PORTION OF THE ORDINANCE ACTUALLY ADJUDGED INVALID AND SHALL NOT BE DEEMED TO AFFECT THE OPERATION OF ANY OTHER PORTION THEREOF.

3. THAT ALL OTHER ORDINANCES OR PART(S) OF ORDINANCES INCONSISTENT WITH THE PROVISIONS OF THIS ORDINANCE ARE HEREBY REPEALED TO THE EXTENT OF THEIR INCONSISTENCY.

4. THAT THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE AND PUBLICATION AS PROVIDED BY LAW.

Motion to Approve Ordinance #14-08 on First Reading, Authorize Publication, and Set Public Hearing/Second Reading Date:

Proposed by: Longo

Seconded by: Carpenter

All In Favor: Bodall, Carpenter, Grimes, Jennings, Kostbar, Longo.

None Opposed, None Abstaining.

**ORDINANCE #15-08**

AN ORDINANCE REQUESTING THE CLERK OF THE MIDDLESEX COUNTY BOARD OF ELECTIONS TO PLACE A PUBLIC QUESTION ON THE BALLOT FOR CONSIDERATION BY THE VOTERS OF THE BOROUGH OF JAMESBURG AT THE GENERAL ELECTION TO BE HELD ON NOVEMBER 4, 2008, REGARDING THE CONTINUATION OF THE JAMESBURG FREE PUBLIC LIBRARY.

**WHEREAS**, in accordance with N.J.S.A. 40:54-1, et seq., the Borough of Jamesburg, in the County of Middlesex, has established a free public library within its corporate limits; and

**WHEREAS**, the Jamesburg Free Public Library (the "Library") was created pursuant to a public referendum, at which time the legal voters of the municipality determined, by a majority vote, to establish the Library; and

**WHEREAS**, the Library is operated with the assistance of funding from the Borough of Jamesburg; and

**WHEREAS**, due to extreme budgetary constraints which have been experienced by the Borough over a number of years, the Mayor and Council of the Borough of Jamesburg have determined that it may no longer be feasible for the Borough to continue to provide funding to the Library; and

**WHEREAS**, without the funding provided by the Borough, the Library will not be able to continue its operations; and

**WHEREAS**, the Mayor and Borough Council have therefore determined that it is appropriate to place a binding public referendum question on the ballot at the next general election, in accordance with N.J.S.A. 40:54-1, et seq., to obtain direction from the Borough's voters as to whether the Borough should discontinue the support, maintenance and control of the Library; and

**WHEREAS**, the Mayor and Borough Council wish to request that the Clerk of the Middlesex County Board of Elections place such a binding public referendum question on the ballot at the November 4, 2008 general election, in the form as stated below; and

**WHEREAS**, if a majority of the votes cast on the binding public referendum question at the said November 4, 2008 general election shall be in favor of discontinuance of the Library, then the Borough shall take all appropriate actions that are consistent with said determination.

**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and Borough Council of the Borough of Jamesburg, in the County of Middlesex and the State of New Jersey, as follows:

1. That the Clerk of the Middlesex County Board of Elections is hereby requested to place the following binding public referendum question on the ballot for consideration by the legal voters of the Borough of Jamesburg at the next general election to be held on November 4, 2008:

**“Shall the Borough of Jamesburg discontinue the support, maintenance and control of the Jamesburg Free Public Library?”**

2. That the Borough Clerk and the Borough Attorney are hereby authorized and directed to prepare an “explanatory statement” which shall be forwarded to the Clerk of the Middlesex County Board of Elections, and which shall accompany the above-referenced binding public referendum question and appear on the ballot for Jamesburg Borough voters at the next general election to be held on November 4, 2008.

3. That, should the majority of all votes cast upon the proposition on November 4, 2008 be in favor of the proposition, then the Mayor and Council of the Borough of Jamesburg shall take all appropriate steps to close the Library within a reasonable period of time thereafter.

4. That, following final adoption, the Borough Clerk shall forward a certified copy of this Ordinance to the Clerk of the Middlesex County Board of Elections.

5. That the Borough Clerk, the Borough Attorney and all other relevant Borough Officials are hereby authorized and directed to perform all activities that are necessary in order to carry out the intentions of the within Ordinance.

6. That the provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

7. That all other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

8. That this Ordinance shall take effect immediately upon final passage and publication in accordance with the law.

Mayor LaMantia explained that an Interlocal agreement has been discussed and is being negotiated with Monroe Township for the provision of Library services, which would be a betterment of services for the Borough's residents. Council member Grimes stated that he understands objections being raised to closing the Borough's library. However, he feels this would be in the best interests of the community and further urged support of this ordinance.

Motion to Approve Ordinance #15-08 on First Reading, Authorize Publication, and Set Public Hearing/Second Reading Date:

Proposed by: Grimes

Seconded by: Longo

All In Favor: Bodall, Carpenter, Grimes, Jennings, Kostbar, Longo.

None Opposed, None Abstaining.

**ORDINANCES - SECOND READING:**

THE FOLLOWING ORDINANCE WAS APPROVED ON FIRST READING AT THE MEETING OF THE MAYOR AND COUNCIL HELD ON JUNE 11, 2008, AND PUBLISHED IN FULL IN THE JUNE 20, 2008 EDITION OF THE CRANBURY PRESS. COPIES HAVE BEEN POSTED ON THE MUNICIPAL BULLETIN BOARD AND MADE AVAILABLE TO THE PUBLIC SINCE INTRODUCTION

**ORDINANCE #12-08**

**AN ORDINANCE AUTHORIZING TRAFFIC CONTROL SIGNAL MODIFICATIONS AT THE INTERSECTION OF GATZMER AVENUE/WILLOW STREET AND FORSGATE DRIVE/PERRINEVILLE ROAD**

**WHEREAS**, COMMERCE BANK, N.A., (OR AGENTS THEREOF) PREVIOUSLY OBTAINED APPROVAL FROM THE JAMESBURG LAND USE BOARD TO CONSTRUCT A COMMERCE BANK AT THE SITE LOCATED AT FORSGATE DRIVE/PERRINEVILLE ROAD /ELLIOTT PLACE, AND MORE FORMALLY IDENTIFIED AS BLOCK 79, LOT 7.02; AND

**WHEREAS**, THE SAID LAND USE BOARD APPROVAL (AND AMENDMENTS THERETO) WERE MEMORIALIZED IN RESOLUTIONS OF CONDITIONAL APPROVAL, DATED ON OR ABOUT OCTOBER 12, 2006, DECEMBER 14, 2006 JANUARY 12, 2007 AND JANUARY 10, 2008; AND

**WHEREAS**, AS PART OF THE APPLICATION PROCESS, AND AS A CONDITION OF APPROVAL OF THE NEW JERSEY DEPARTMENT OF TRANSPORTATION, COMMERCE BANK IS REQUIRED TO OBTAIN AN UPDATED APPROVAL OF THE TRAFFIC CONTROL SIGNAL AT THE INTERSECTION OF GATZMER AVENUE/WILLOW STREET AND FORSGATE DRIVE/PERRINEVILLE ROAD; AND

**WHEREAS**, THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG IS OF THE OPINION THAT MODIFICATION OF THE AFORESAID TRAFFIC CONTROL SIGNAL WILL BE IN THE BEST INTERESTS OF THE BOROUGH AND ITS RESIDENTS; AND

**WHEREAS**, THE PLANS/DETAILS PERTAINING TO THE MODIFIED TRAFFIC CONTROL SIGNAL INTERSECTION HAVE BEEN REVIEWED AND APPROVED BY THE APPROPRIATE BOROUGH OFFICIALS.

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

1. THAT THE INTERSECTION OF GATZMER AVENUE/WILLOW STREET AND FORSGATE DRIVE/PERRINEVILLE ROAD SHALL BE CONTROLLED BY A TRAFFIC CONTROL SIGNAL, IN ACCORDANCE WITH A PLAN ORIGINALLY PREPARED BY CME ASSOCIATES, DATED OCTOBER 2002, LAST REVISED AS AN AS-BUILT BY ATLANTIC TRAFFIC & DESIGN ENGINEERS, INC. ON APRIL 4, 2008, AND INSPECTED APRIL 4, 2008.
2. THAT THE TRAFFIC CONTROL SIGNAL MODIFICATIONS SHALL BE INSTALLED IN ACCORDANCE WITH THE PROVISIONS OF THE MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES, TITLE 39 OF THE REVISED STATUTES AND THE NEW JERSEY ADMINISTRATIVE CODE, AND THAT THE SAME SHALL BE OPERATED IN CONFORMANCE WITH THE DESIGNATED PLAN.
3. THAT THE MAYOR, BOROUGH ADMINISTRATOR, BOROUGH CLERK, BOROUGH ENGINEER AND OTHER APPROPRIATE MUNICIPAL REPRESENTATIVES ARE HEREBY AUTHORIZED TO SIGN ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THE INTENTIONS OF THE WITHIN ORDINANCE.
4. THAT THE WITHIN ORDINANCE SHALL TAKE EFFECT IN ACCORDANCE WITH NEW JERSEY LAW AND (IF NECESSARY) UPON THE WRITTEN APPROVAL OF THE COMMISSIONER OF THE NEW JERSEY DEPARTMENT OF TRANSPORTATION.
5. THAT ALL OTHER ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HERewith ARE HEREBY REPEALED.
6. THAT IF ANY CLAUSE, SECTION, OR PROVISION OF THE WITHIN ORDINANCE IS DECLARED OR HELD INVALID BY A COURT OF COMPETENT JURISDICTION, THEN, IN SUCH AN EVENT, THE SAID OFFENDING PROVISION SHALL BE DEEMED A SEPARATE, DISTINCT, AND INDEPENDENT PROVISION AND SHALL NOT AFFECT THE VALIDITY OF THE REMAINING PORTION HEREOF.
7. UPON ADOPTION, A CERTIFIED TRUE COPY OF THE WITHIN ORDINANCE SHALL BE FORWARDED TO JOHN J. REISER, MIDDLESEX COUNTY ENGINEER, P.O. BOX 1248, 333 TOWNSEND STREET, NEW BRUNSWICK, NEW JERSEY 08903, FOR ULTIMATE SUBMISSION TO THE MIDDLESEX COUNTY BOARD OF CHOSEN FREEHOLDERS.
8. UPON ADOPTION, A CERTIFIED TRUE COPY OF THE WITHIN ORDINANCE SHALL ALSO BE FORWARDED TO THE FOLLOWING:
  - THE APPLICANT'S ATTORNEY;
  - THE APPLICANT'S TRAFFIC ENGINEER

Motion to Open to Public Comment on Ordinance #12-08

Proposed by: Kostbar

Seconded by: Bodall

All In Favor: Bodall, Carpenter, Grimes, Jennings, Kostbar, Longo.

None Opposed, None Abstaining.

Public Comment on Ordinance #12-08

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

Motion to Close to Public Comment on Ordinance #12-08

Proposed by: Jennings

Seconded by: Kostbar

All In Favor: Bodall, Carpenter, Grimes, Jennings, Kostbar, Longo.

None Opposed, None Abstaining.

Motion to Adopt Ordinance #12-08 on Second Reading:

Proposed by: Kostbar

Seconded by: Bodall

All In Favor: Bodall, Carpenter, Grimes, Jennings, Kostbar, Longo.

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.

All matters listed on the Consent Agenda were approved on the following vote:

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
BODALL	X		X			
CARPENTER			X			
GRIMES			X			
JENNINGS			X			
KOSTBAR		X	X			
LONGO			X			
MAYOR LAMANTIA						

**RESOLUTIONS:**

**RESOLUTION #155-07-09-08\*\***

RESOLUTION ACCEPTING MINUTES

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

MAYOR AND COUNCIL  
June 11, 2008

**RESOLUTION #156-07-09-08\*\***

RESOLUTION ACCEPTING MONTHLY 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	May 2008
Investment Report	May 2008
Finance Officer	May 2008
South Central Middlesex	April 15, 2008 Minutes
County Flood Control Commission	

**RESOLUTION #157-07-09-08\*\***

REDEMPTIONS OF TAX LIEN

**WHEREAS**, THE TAX COLLECTOR HAS CONFIRMED RECEIPT OF PAYMENT IN THE AMOUNT OF AS VERIFIED IN THE CERTIFICATION ATTACHED HERETO; AND

**WHEREAS**, THIS PAYMENT HAS BEEN MADE FOR THE REDEMPTION OF THE TAX SALE CERTIFICATE 02-00002, THE LIEN-HOLDER BEING HERBERT SEHGEL.

**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 THE AMOUNT OF TWO HUNDRED THIRTY-ONE DOLLARS AND EIGHTY-THREE CENTS (\$231.83), TO THE LIEN-HOLDER SPECIFIED IN THE ATTACHED CERTIFICATION.

**RESOLUTION #158-07-09-08\*\***

AUTHORIZE REFUNDS OF TAX OVERPAYMENTS

**WHEREAS**, OVERPAYMENTS OF TAXES, HAVE BEEN RECEIVED BY THE TAX COLLECTORS OFFICE IN THE AGGREGATE AMOUNT OF FIVE THOUSAND SEVEN DOLLARS AND FORTY CENTS (\$5,007.40); AND

**WHEREAS**, THESE PAYMENTS HAVE BEEN PROVEN TO THE TAX COLLECTOR AS OVERPAYMENTS;

**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

CHECKS IN THE AGGREGATE AMOUNT OF FIVE THOUSAND SEVEN DOLLARS AND FORTY CENTS (\$5,007.40), IN ACCORDANCE WITH THE CERTIFICATION(S) ATTACHED HERETO.

**RESOLUTION #159-07-09-08\*\***

RESOLUTION AUTHORIZING THE RATE OF INTEREST TO BE CHARGED FOR PAYMENT OF THE THIRD QUARTER 2008 TAXES AT AN INTEREST RATE OF .000000001% FOR THE PERIOD OF AUGUST 1, 2008 THROUGH AUGUST 15, 2008.

**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 2008-2009 PROPERTY TAX BILLS, THAT:

1. THE INTEREST RATE TO BE CHARGED ON THIRD QUARTER 2007 TAX PAYMENTS WILL BE .000000001% FOR THE PERIOD OF AUGUST 1, 2008 THROUGH AUGUST 15, 2008.
2. IN THE EVENT THAT PAYMENTS OF THE THIRD QUARTER TAXES ARE NOT PAID BY AUGUST 15, 2008, 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 2, 2008.
4. A CERTIFIED TRUE COPY OF THIS RESOLUTION BE FORWARDED TO THE TAX COLLECTOR.

**RESOLUTION #160-07-09-08\*\***

RESOLUTION AUTHORIZING APPLICATION AND AUTHORIZING THE MAYOR AND CLERK TO EXECUTE THE APPLICATIONS FOR RECYCLING ENHANCEMENT GRANT.

**WHEREAS**, THE COUNTY OF MIDDLESEX IN CONTINUING TO RECOGNIZE THE IMPORTANCE OF RECYCLING AND THE ROLE THAT THE INDIVIDUAL MUNICIPALITIES PLAY IN CONJUNCTION WITH THE COUNTY TOWARDS ACHIEVING AN EXEMPLARY RECYCLING RATE HAS PROPOSED TO PROVIDE GRANT MONIES TO MUNICIPALITIES THROUGH THE RECYCLING ENHANCEMENT (REG) PROGRAM; AND

**WHEREAS**, IT IS THE INTENT OF THE REG PROGRAM TO PROVIDE MATCHING FUNDS TO QUALIFYING MUNICIPALITIES TO BE USED FOR SCHOOL RECYCLING PROJECTS, RECYCLING EDUCATION PROJECTS OR IMPROVEMENTS TO RECYCLING DROP-OFF CENTERS/PUBLIC WORKS FACILITIES TO ENHANCE A MUNICIPALITY'S RECYCLING PROGRAM; AND

**WHEREAS**, IT APPEARS TO BE IN THE INTEREST OF THE BOROUGH OF JAMESBURG AND ITS CITIZENS TO APPLY FOR THIS GRANT:

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT THE BOROUGH RECYCLING COORDINATOR BE AND IS HEREBY AUTHORIZED TO SUBMIT THE ATTACHED APPLICATION FOR CONSIDERATION OF A MATCHING GRANT TO THE MIDDLESEX COUNTY DIVISION OF SOLID WASTE MANAGEMENT.

**RESOLUTION #161-07-09-08\*\***

RESOLUTION AUTHORIZING APPLICATION AND AUTHORIZING THE MAYOR AND CLERK TO EXECUTE THE APPLICATIONS FOR MIDDLESEX COUNTY SUSTAINABLE ECONOMIC GROWTH IMPROVEMENT FUND GRANT.

**WHEREAS**, THE COUNTY OF MIDDLESEX HAS NOTIFIED THE BOROUGH OF THE AVAILABILITY OF SUSTAINABLE ECONOMIC GROWTH IMPROVEMENT FUND GRANT FUNDS FOR REVITALIZING AND RENEWING PUBLIC SPACE; AND

**WHEREAS**, IT APPEARS TO BE IN THE BEST INTEREST OF THE BOROUGH OF JAMESBURG AND ITS CITIZENS TO APPLY FOR THIS GRANT:

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT THE BOROUGH BUSINESS ADMINISTRATOR BE AND IS HEREBY AUTHORIZED TO SUBMIT THE GRANT APPLICATION TO THE MIDDLESEX COUNTY DEPARTMENT OF ECONOMIC DEVELOPMENT FOR A GRANT FROM THE SUSTAINABLE ECONOMIC GROWTH IMPROVEMENT FUND.

**RESOLUTION #162-07-09-08\*\***

RESOLUTION AMENDING THE RATES CHARGED PERTAINING TO TOWING AND TOWING CONTRACTORS

**WHEREAS**, IN SEPTEMBER 2002, THE BOROUGH OF JAMESBURG ADOPTED REGULATIONS, VIA ORDINANCE #20-02, PERTAINING TO THE TOWING OF VEHICLES AND THE USE OF TOWING CONTRACTORS; AND

**WHEREAS**, WITHIN SAID REGULATIONS, THERE DOES EXIST, A FEE SCHEDULE TO BE UTILIZED BY THE TOWING CONTRACTORS FOR TOWING SERVICES; AND

**WHEREAS**, DUE TO GREATLY INCREASED COSTS, ESPECIALLY THOSE COSTS ASSOCIATED WITH FUEL AND GASOLINE, THE PRICES SET IN 2002 HAVE BEEN FOUND TO BE INADEQUATE;

**NOW THEREFORE, BE AND IT IS HEREBY RESOLVED**, BY THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG, THAT THE FOLLOWING PRICE CHANGES BECOME EFFECTIVE IMMEDIATELY:

APPLICATION FEE FOR TOWING CONTRACTORS	\$250.00
<u>TOWING SERVICES:</u>	
MONDAY THROUGH FRIDAY 6:00AM TO 6:00PM	\$110.00
MONDAY THROUGH FRIDAY 6:01PM TO 5:59AM	\$120.00
WEEKENDS AND HOLIDAYS	\$130.00
<u>STORAGE FEES:</u>	
INSIDE STORAGE FACILITY	\$40.00 EACH DAY
OUTSIDE STORAGE FACILITY	\$30.00 EACH DAY
<u>HEAVY DUTY TOWING:</u>	
CONVENTIONAL TOW 6,001 POUNDS TO 25,000 POUNDS	\$185.00
CONVENTIONAL TOW 25,001 POUNDS TO 55,000 POUNDS	\$310.00
CONVENTIONAL TOW 55,001 POUNDS TO 80,000 POUNDS	\$460.00
CONVENTIONAL TOW BUS COACH	\$460.00
NIGHTS, WEEKENDS, AND HOLIDAYS – ADDITIONAL	\$85.00

**BE IT FURTHER RESOLVED**, THAT ALL OTHER PRICES LISTED IN THE TOWING SCHEDULE OF FEES SHALL REMAIN UNCHANGED.

**RESOLUTION #163-07-09-08\*\***

RESOLUTION FORMING A NEW COUNCILMATIC COMMITTEE

**WHEREAS**, THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG IS DESIROUS OF FORMING A NEW COUNCILMATIC COMMITTEE TO BE RESPONSIBLE FOR THE

PREPARATION, PLANNING, ORGANIZATION AND MANAGEMENT OF AN ANNUAL STREET FESTIVAL; AND

**NOW, THEREFORE, BE IT RESOLVED**, THAT THE STREET FESTIVAL COMMITTEE IS HEREBY CREATED AND THE MEMBERS OF SAID COMMITTEE SHALL BE COUNCIL MEMBER BRIAN GRIMES AND COUNCIL MEMBER TOM BODALL.

**RESOLUTION #164-07-09-08\*\***

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 \$903,039.53

**RESOLUTION #165-07-09-08\*\***

RESOLUTION OF THE BOROUGH OF JAMESBURG APPROVING PAYMENT CERTIFICATE #1 FOR THE MAPLE DRIVE, CEDAR LANE, AND FERNWOOD LANE IMPROVEMENT PROJECT

**WHEREAS**, THE CONTRACTOR, LANCHA CONSTRUCTION, INC., HAS SUBMITTED AS-BUILT QUANTITIES FOR THE MAPLE DRIVE, CEDAR LANE, AND FERNWOOD LANE IMPROVEMENT PROJECT; AND

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

**WHEREAS**, THE ENGINEER RECOMMENDS THE APPROVAL OF PAYMENT CERTIFICATE #1, DATED JUNE 30, 2008, IN THE AMOUNT OF FORTY-NINE THOUSAND, SEVEN HUNDRED THIRTY-FIVE DOLLARS AND FORTY-FOUR CENTS (\$49,735.44): AND

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT PAYMENT CERTIFICATE #4 IN THE AMOUNT OF FORTY-NINE THOUSAND, SEVEN HUNDRED THIRTY-FIVE DOLLARS AND FORTY-FOUR CENTS (\$49,735.44) BE HEREBY AUTHORIZED FOR PAYMENT TO LANCHA CONSTRUCTION, INC.

**END OF CONSENT AGENDA**

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**RESOLUTION #166-07-09-08**

RESOLUTION OF THE BOROUGH OF JAMESBURG APPROVING PAYMENT CERTIFICATE #4 FOR THE STREETScape PHASE III, IMPROVEMENT PROJECT

**WHEREAS**, THE CONTRACTOR, BIG DADDY CONSTRUCTION, INC., HAS SUBMITTED AS-BUILT QUANTITIES FOR THE STREETScape, PHASE III IMPROVEMENT PROJECT; AND

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

**WHEREAS**, THE ENGINEER RECOMMENDS THE APPROVAL OF PAYMENT CERTIFICATE #4, DATED JUNE 20, 2008, IN THE AMOUNT OF FOUR THOUSAND, NINE HUNDRED NINETY-EIGHT DOLLARS AND NO CENTS (\$4,998.00): AND

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT PAYMENT CERTIFICATE #4 IN THE AMOUNT OF FOUR THOUSAND, NINE HUNDRED NINETY-EIGHT DOLLARS AND NO CENTS (\$4,998.00) BE HEREBY AUTHORIZED FOR PAYMENT TO BIG DADDY CONSTRUCTION, INC.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
BODALL		X	X			
CARPENTER			X			
GRIMES			X			
JENNINGS			X			
KOSTBAR					X	
LONGO	X		X			
MAYOR LAMANTIA						

**RESOLUTION #167-07-09-08\*\***

APPROVAL OF RENEWAL OF LIQUOR LICENSE

**WHEREAS**, AN APPLICATION HAS BEEN SUBMITTED, WITH THE PROPER DOCUMENTATION AS REQUIRED BY THE STATE DIVISION OF ALCOHOLIC BEVERAGE CONTROL, BY C and R DOMENICS INC. FOR RENEWAL OF LIQUOR LICENSE #1208-33-005-004 FOR THE 2008-2009 LICENSE YEAR ; AND

**WHEREAS**, THE BOROUGH CLERK HAS REVIEWED SAID APPLICATION AND HAS DEEMED IT TO BE COMPLETE; AND

**WHEREAS**, THE CORRESPONDING FEES WERE SUBMITTED WITH THE APPLICATION FOR RENEWAL OF THE AFOREMENTIONED LICENSE:

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, THAT APPROVAL BE AND IS HEREBY GRANTED FOR THE RENEWAL OF THE LICENSE HELD BY C and R DOMENICS INC. PLENARY RETAIL CONSUMPTION LICENSE NUMBER #1208-33-005-004, LICENSED PREMISES LOCATED AT 306 GATZMER AVENUE.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
BODALL			X			
CARPENTER	X		X			
GRIMES			X			
JENNINGS			X			
KOSTBAR		X	X			
LONGO			X			
MAYOR LAMANTIA						

**RESOLUTION #168-07-09-08**

RESOLUTION AWARDING A CONTRACT FOR ENGINEERING SERVICES FOR INFRASTRUCTURE IMPROVEMENTS THROUGH THE SAFE ROUTES TO SCHOOLS PROGRAM

**WHEREAS**, THE BOROUGH OF JAMESBURG SOLICITED PROPOSALS FOR ENGINEERING SERVICES FOR INFRASTRUCTURE IMPROVEMENTS THROUGH THE SAFE ROUTES TO SCHOOLS PROGRAM IN ACCORDANCE WITH N.J.S.A. 40A:11-1 ET SEQ.; AND

**WHEREAS**, PROPOSALS WERE RECEIVED ON JUNE 4, 2008; AND

**WHEREAS**, REMINGTON, VERNICK & VENA ENGINEERS SUBMITTED THE ONLY PROPOSAL; AND

**WHEREAS**, THE PURCHASING OFFICIAL RECOMMENDS THAT THE BOROUGH OF JAMESBURG ACCEPT THE ENGINEERING PROPOSAL AND COST PROPOSAL FROM REMINGTON, VERNICK & VENA ENGINEERS.

**NOW THEREFORE, BE IT RESOLVED** BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT THE PROPOSAL SUBMITTED BY REMINGTON, VERNICK & VENA ENGINEERS IS AWARDED FOR ENGINEERING SERVICES FOR INFRASTRUCTURE IMPROVEMENTS THROUGH THE SAFE ROUTES TO SCHOOLS PROGRAM;

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
BODALL		X	X			
CARPENTER			X			
GRIMES			X			
JENNINGS	X		X			
KOSTBAR			X			
LONGO			X			
MAYOR LAMANTIA						

### **COUNCILMATIC COMMITTEE REPORTS**

#### LIBRARY COMMITTEE & HOLIDAY EVENTS/PATRIOTIC COMMITTEE

Council member Carpenter reported on awards she presented to two local students, on behalf of the library. Mrs. Carpenter also reported on planned library events. The tree lighting has been scheduled for December 3.

#### COMMITTEE ON EDUCATION

Councilmember Grimes reported on school matters, namely increased transportation costs due to fuel price increases.

#### COMMITTEE ON PERSONNEL/NEGOTIATIONS

Council member Jennings reported that the committee is currently setting up dates for the negotiation of the Police Chief's contract.

#### POLICE COMMITTEE/COMMISSIONER & COMMITTEE ON FINANCE & BUDGETING

Councilmember Kostbar reported that the July 4<sup>th</sup> fireworks event went very smoothly. The most recently hired patrolman has completed training and is working out very well in the schedule. Council member Grimes inquired whether he can obtain a report on fuel usage this year compared to last year. Denise Jawidzik stated that she would supply such a report to all of Council. Council member Bodall inquired whether anything can be done about loitering complaints he has received from local business owners. Council member Kostbar replied that the department is aware of the matter.

#### TECHNOLOGY COMMITTEE

Council member Bodall reported on updates to the web site for the Zoning Officer discouraging temporary signs. The Historical Association has had an intern from Rutgers University working with them to develop a program of Jamesburg history lessons for the schools.

#### COMMITTEE ON BUILDINGS, GROUNDS

Council member Longo reported that the Master Plan for the Buckelew House Renovations is being reviewed by the State Historic Preservation Office and the project is ongoing. Council member Longo also spoke regarding trees needing to be replaced at the new Chase bank, drains needing to be cleaned at the CVS pharmacy and lights being out on the decorative light poles downtown. Mr. Longo also commended the community on the success of the Memorial Day parade.

#### COMMITTEE ON PUBLIC SAFETY/ EMERGENCY SERVICES COMMITTEE ON PUBLIC WORKS

Mayor Anthony LaMantia reported on the Public Safety Committee meeting held on June 23. Public Works is trying to keep up with grass, trees, etc. The Mayor also spoke regarding the votes of the Borough's Assembly and Senate representatives on the State budget and how support for the budget with such tremendous cuts to the Borough causes great hardship.

**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: Longo

SECONDED BY: Kostbar

ALL IN FAVOR: Bodall, Carpenter, Grimes, Jennings, Kostbar, Longo.

None Opposed, None Abstaining.

#### **PUBLIC COMMENT:**

Elliott Stroul – 110 Mendoker Drive

- J.C.A. is to purchase new lights for the Christmas tree in Veterans Park
- Commended the East Railroad Avenue improvements.
- Inquired whether crosswalks could be "highlighted" in the area of Church & Harrison Streets
- Spoke of a "public nuisance due to public intoxication" that should be fined as is a habitual offender and Mr. Stroul feels that the local businesses should not have to deal with that issue.

#### **MOTION TO CLOSE TO PUBLIC COMMENT:**

PROPOSED BY: Kostbar

SECONDED BY: Longo  
ALL IN FAVOR: Bodall, Carpenter, Grimes, Jennings, Kostbar, Longo.  
None Opposed, None Abstaining.

**MOTION TO ADJOURN:**

PROPOSED BY: Longo  
SECONDED BY: Carpenter  
ALL IN FAVOR: Bodall, Carpenter, Grimes, Jennings, Kostbar, Longo.  
None Opposed, None Abstaining.

**TIME OF ADJOURNMENT:**                    7:35 PM