

BOROUGH OF JAMESBURG

COUNCIL MEETING

MINUTES – November 12, 2008

CALL TO ORDER: 7:00pm - 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 Carpenter
Council member Grimes
Council member Longo
Council member Ludas
Denise Jawidzik, Business Administrator

Those absent: Attorney Raffetto

Mayor LaMantia spoke regarding the resignation of Council member Joseph Jennings and the loss to the Borough caused by same. Council member Longo explained that Mr. Jennings accepted a position with the State of New Jersey that requires him to be apolitical, therefore prohibiting him from holding political office. Council members gave compliment to Mr. Jennings for his excellence as a Council member and wished Mr. Jennings luck and success with his new position.

Mayor LaMantia requested that each of the prospective candidates give a brief statement about themselves and why they are interested in serving on the Borough Council. Mrs. Deans started an informed Council that she has been a Borough resident since 1989 when she and her family moved here from Maplewood, NJ. Mrs. Deans explained that she is retired from her work for a university where she was a procurement specialist in the purchasing department. Currently, Mrs. Deans sells real estate. Carlos Morales explained that he has worked for the Borough in the past, as a fire inspector and as Borough Council member. He has served our country in Iraq and he currently works for the Middlesex County Hazardous Materials Unit. Mr. Morales stated that he briefly moved away from the area but moved back last year. Vincent Yearwood described himself as a longtime Borough resident (30+ years) and a graduate of Jamesburg High School. He has served in the past on the Police Department, the Fire Department, the First Aid squad, and Borough Zoning Board. Mr. Yearwood stated that he is retired from the military and the police department and is married and has two children. He would like to serve his community.

Upon conclusion of the presentations motion was made on the following resolution.

RESOLUTION #203-11-12-08

FILLING VACANCY ON BOROUGH COUNCIL

WHEREAS, DEMOCRAT COUNCIL MEMBER JOSEPH JENNINGS SUBMITTED HIS RESIGNATION FROM BOROUGH COUNCIL, EFFECTIVE OCTOBER 21, 2008; AND

WHEREAS, MR. JENNINGS WAS A CANDIDATE OF A POLITICAL PARTY AND UNDER N.J.S.A. 40A:16-1 et seq., THE MUNICIPAL VACANCY LAW, THE MUNICIPAL COMMITTEE OF THAT POLITICAL PARTY HAS FIFTEEN (15) DAYS FOLLOWING THE OCCURRENCE OF THE VACANCY TO PRESENT THE GOVERNING BODY WITH THE NAMES OF THREE (3) PROSPECTIVE NOMINEES TO FILL THE VACANCY; AND

WHEREAS, THE MUNICIPAL DEMOCRATIC COMMITTEE HAS SUBMITTED THE FOLLOWING THREE NAMES TO FILL THE VACANCY UNTIL DECEMBER 31, 2009:

Carlos Morales

Brenda Deans

Vincent Yearwood ;AND

WHEREAS, THE BOROUGH COUNCIL, WITHIN THE THIRTY (30) DAYS FOLLOWING THE VACANCY, AS SPECIFIED IN THE MUNICIPAL VACANCY LAW, N.J.S.A. 40A:16-1, et seq., HAS DETERMINED TO APPOINT BRENDA DEANS TO FILL THE VACANCY:

NOW, THEREFORE, BE IT RESOLVED THAT BRENDA DEANS, EFFECTIVE IMMEDIATELY, BE APPOINTED AS A MEMBER OF THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG FOR THE UNEXPIRED TERM OF JOSEPH JENNINGS, SAID TERM TO EXPIRE DECEMBER 31, 2009.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER		X	X			
GRIMES			X			
vacancy						
KOSTBAR			X			
LONGO	X		X			
LUDAS			X			
MAYOR LAMANTIA						

ORDINANCE – FIRST READING:

ORDINANCE #21-08

AN ORDINANCE SUPPLEMENTING CHAPTER 10 (BUILDING AND HOUSING), ADDING SECTION 10 (REQUIRED GROWTH SHARE AFFORDABLE HOUSING OBLIGATION) OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF JAMESBURG.

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 10 OF THE “REVISED GENERAL ORDINANCES OF THE BOROUGH OF JAMESBURG, NEW JERSEY (2000)”, IS HEREBY AMENDED AND SUPPLEMENTED TO CREATE SECTION 10, ESTABLISHING PROVISIONS RELATING TO REQUIRED GROWTH SHARE AFFORDABLE HOUSING OBLIGATIONS, AS FOLLOWS:

10-10 REQUIRED GROWTH SHARE AFFORDABLE HOUSING OBLIGATION.

10-10.1 Authority and Purpose.

Pursuant to the provisions of the Third Round Substantive Rules promulgated and adopted by the New Jersey Council on Affordable Housing, N.J.A.C. 5:94 et seq. and N.J.A.C. 5:95 et seq., it is hereby declared that the purpose of this Article is to help the Borough of Jamesburg fulfill its affirmative obligation to facilitate the provision of affordable housing.

10-10.2 Definitions.

As used in this Article, words and phrases shall have the same meanings they have pursuant to N.J.A.C. 5:94-1.4, as said provision may from time to time be amended.

10-10.3 Development Required To Provide Affordable Housing

Within any zoning district permitting residential development or as a result of a use variance permitting residential development of four (4) or more market rate units, developers shall provide a minimum of one (1) affordable housing unit for every four (4) market rate housing units.

10-10.4. Compliance Mechanisms

A. Construction of Affordable Housing On Site

- (i) The affordable housing units may be provided within single-family dwellings, duplex buildings, triplex buildings, quadriplex buildings, apartment buildings, mixed in with market rate units as well as designed to resemble as nearly as possible the market rate units otherwise being constructed within the development. Such buildings shall be deemed to be permitted uses in the underlying zone when created for the purpose of meeting the growth share obligation.

- (ii) All affordable housing units shall comply with Section 5 of this ordinance pertaining to the phasing, integration, low/moderate income split, controls on affordability,
- (iii) All affordable housing units shall comply with Council on Affordable Housing rules pertaining to bedroom distribution, heating source and administration of the affordable units, as set forth in N.J.A.C. 5:94-4.4 and elsewhere in the Rules. .
- (iv) All applicable Board of Health and NJDEP regulations for water supply and sewage treatment shall be met.

B. Creation of Affordable Housing Units Off Site But Within the Borough

- (i) Developers electing to create affordable units elsewhere within the Borough of Jamesburg may do so with prior written consent of the Borough Council on vacant or underutilized land or within existing buildings that are reconstructed, in any zone where residential dwellings are permitted, as set forth and regulated herein.
- (ii) The minimum square footage of each individual dwelling unit shall be as required by the prevailing zoning or determined by the Combined Land Use Board on a case by case basis.
- (iii) All affordable housing units shall comply with Section 5 of this ordinance pertaining to the phasing, integration, low/moderate income split, controls on affordability,
- (iv) All affordable housing units shall comply with Council on Affordable Housing rules pertaining to bedroom distribution, heating source and administration of the affordable units, as set forth in N.J.A.C. 5:94-4.4 and elsewhere in the Rules. .
- (v) All such units shall meet or shall be improved to meet UCC requirements and shall be certified to be in standard condition prior to their conveyance or occupancy.

10-10.5 Procedures

A. The units, once quantified, are specifically identified in the site plan, along with the support services required to sustain low- and moderate-income residences. It is the intent herein not only to encourage the development of low- and moderate-income housing but also to encourage and sustain a quality of life for the low- and moderate-income residents within the proposed development.

B. In preparing plans for low- and moderate-income housing, developers shall follow the following minimum criteria:

- (i) Bedroom distribution of low- and moderate-income units:
 - [1] A minimum 35% shall be two-bedroom units.
 - [2] A minimum 15% shall be three-bedroom units.
 - [3] A maximum 20% may be efficiency units.

(ii) Pricing stratification for purchased housing shall be as follows:

Category	Percentage of Units	Affordability Range (Target Market) in Percentage of Median Income
Low	10	40 to 42.5
	30	42.6 to 47.5
	60	47.6 to 50
Moderate	10	50.1 to 57.5
	10	57.6 to 64.5
	10	64.6 to 68.5
	10	68.6 to 72.5
	20	72.6 to 77.5
	40	77.6 to 80

- C. In pursuing the development of low- and moderate-income housing, the Combined Land Use Board may grant bulk variances and/or design waivers necessary to assist in adjusting the site plan configuration, thereby allowing the placement of disbursed low- and moderate-income housing within the limits of any specific project. This procedure will enable the Borough to work closely with the developer to tailor a specific site plan in the event that traditional zoning controls frustrate good site planning.
- D. The developer shall deed-restrict all newly constructed low- and moderate-income sales units for a period of not less than 30 years and provide copies of a Council On Affordable Housing adopted restrictive covenant and mortgage lien along with details of the methods of screening applicants to be used as part of the site plan review process.
- E. Prior to the issuance of the first certificate of occupancy for any development, the developer shall submit to the administrative agent as designated by Borough Council a list of all low- and moderate-income units to be developed. This list shall include:
 - (i) The unit number or address.
 - (ii) The targeted income group.
 - (iii) The number of bedrooms.
 - (iv) The affordability range.
- F. The designated administrative agent shall maintain a comprehensive file on low- and moderate-income housing units. Prior to the issuance of a certificate of occupancy or certificate of continued occupancy, a statement from the screening agent certifying the proposed occupant's eligibility shall be submitted to the designated administrative agent and maintained in the file.
- G. Affordable housing units to be built in accordance with the following schedule:

Percentage of Market-rate Units Completed	Minimum Percentage of Low- and Moderate-Income Units Completed
25	0
25+1	10
50	50
75	75
90	100

- H. Affirmative marketing. At the time of the initial occupancy of low- and moderate-income units the developer must demonstrate that have an outreach and marketing program to encourage participation of local persons to attempt to see that up to 50% of the units be occupied by persons currently living or working in the Borough of Jamesburg.
- I. Prior to the issuance of a certificate of occupancy, the developer shall pay to the designated administrative agent any management or marketing fees adopted by the agency.

10-10.6 Exemptions

- A. Developers that have received preliminary subdivision or site plan approval prior to the effective date of this Ordinance shall be exempt from providing affordable housing unless the developer seeks a substantial change in the approval.
- B. Religious organizations that engage in construction activities for religious purposes shall be exempt from providing affordable housing.
- C. Development by public agencies, public hospitals, non-profit educational or religious institutions, charitable or not-for-profit entities legally established in accordance with the laws of the state of New Jersey shall be exempt from providing affordable housing.

2. ANY PART OF PARTS OF ANY ORDINANCES WHICH ARE FOUND TO BE INCONSISTENT WITH THIS ORDINANCE SHALL BE DEEMED TO HAVE BEEN REPEALED TO THE EXTENT OF SUCH INCONSISTENCY.

3. THIS ORDINANCE SHALL TAKE EFFECT UPON PASSAGE AND PUBLICATION ACCORDING TO LAW AND THE FILING OF SAME WITH THE COUNTY PLANNING BOARD IN ACCORDANCE WITH N.J.S.A. 40:55D

Council member Kostbar explained that this ordinance is necessary due to new law and he will vote for it, but finds it highly ridiculous. The Mayor and Council all expressed their displeasure with the requirements of the new COAH regulations and how the regulations may be more harmful than good for housing affordability.

Motion to Approve on First Reading, Authorize Publication, and Set Public Hearing/Second Reading Date on Ordinance #21-08:

Proposed by: Longo

Seconded by: Kostbar

All In Favor: Carpenter, Grimes, Kostbar, Longo, Ludas.

Abstain: Deans

None Opposed.

ORDINANCES - PUBLIC HEARING/SECOND READING:

THE FOLLOWING ORDINANCES WERE APPROVED ON FIRST READING AT THE MEETING OF THE MAYOR AND COUNCIL HELD ON OCTOBER 8, 2008, AND PUBLISHED IN FULL IN THE OCTOBER 17, 2008 EDITION OF THE CRANBURY PRESS. COPIES HAVE BEEN POSTED ON THE MUNICIPAL BULLETIN BOARD AND MADE AVAILABLE TO THE PUBLIC SINCE INTRODUCTION.

ORDINANCE #19-08

AN ORDINANCE PROVIDING FOR IMPROVEMENTS TO HALF ACRE ROAD AND APPROPRIATING THE SUM OF \$43,200 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 MAKE IMPROVEMENTS TO HALF ACRE ROAD; AND

WHEREAS, THE BOROUGH OF JAMESBURG HAS BEEN APPROVED FOR \$43,200 IN FUNDING FROM THE MIDDLESEX COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR SUCH CONSTRUCTION.

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 IMPROVEMENTS TO HALF ACRE ROAD, TOGETHER WITH ALL ITEMS NECESSARY, INCIDENTAL OR APPURTENANT THERETO.

SECTION 3. THE 2008 CAPITAL BUDGET OF THE BOROUGH OF JAMESBURG IS HEREBY AMENDED TO CONFORM TO 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.

Council member Kostbar explained that this project will probably go out to bid soon for project starting in the Spring of 2009.

Motion to Open to Public Comment on Ordinance #19-08

Proposed by: Longo

Seconded by: Kostbar

All In Favor: Carpenter, Deans, Grimes, Kostbar, Longo, Ludas.

None Opposed, None Abstaining.

Public Comment on Ordinance #19-08

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

Motion to Close to Public Comment on Ordinance #19-08

Proposed by: Jennings

Seconded by: Longo

All In Favor: Carpenter, Deans, Grimes, Kostbar, Longo, Ludas.

None Opposed, None Abstaining.

Motion to Adopt Ordinance #19-08 on Second Reading:

Proposed by: Longo

Seconded by: Carpenter

All In Favor: Carpenter, Grimes, Kostbar, Longo, Ludas.

Abstain: Deans

None Opposed.

ORDINANCE #20-08

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
 - e.
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. IF AN INDIVIDUAL IS APPOINTED TO ONE OF THE POSITIONS LISTED IN SECTION 1 AND THE INDIVIDUAL IS NOT SERVING IN A POSITION AS DESCRIBED IN SECTION 2 ABOVE, THE PENSION CERTIFYING OFFICER OF THE MUNICIPALITY MAY DETERMINE THAT THE INDIVIDUAL IS NOT REQUIRED TO JOIN THE DEFINED CONTRIBUTION RETIREMENT PROGRAM IF THAT INDIVIDUAL; 1. WAS AN ACTIVE PARTICIPANT IN THE PUBLIC EMPLOYEE RETIREMENT SYSTEM ON JULY 1, 2007 AND CONTINUOUSLY SINCE THAT TIME; OR 2. HAS BEEN APPOINTED PURSUANT TO A VALID PROMOTIONAL PROCESS; OR 3. IS APPOINTED ON A TEMPORARY, INTERIM, OR "ACTING" BASIS TO A POSITION REQUIRING STATE CERTIFICATION AS SET FORTH IN SECTION 2 HEREIN, AND IS IN PURSUIT OF THE REQUIRED CERTIFICATION; OR 4. MEETS SUCH OTHER EXCEPTIONS THAT MAY BE APPROVED BY THE LOCAL FINANCE BOARD OR THE DIVISION OF PENSIONS AND BENEFITS.
4. 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.

5. 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.
6. 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.
7. THIS ORDINANCE SHALL TAKE EFFECT UPON ITS PASSAGE AND PUBLICATION AS REQUIRED BY LAW.

Motion to Open to Public Comment on Ordinance #20-08

Proposed by: Longo
 Seconded by: Kostbar
 All In Favor: Carpenter, Deans, Grimes, Kostbar, Longo, Ludas.
 None Opposed, None Abstaining.

Public Comment on Ordinance #20-08

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

Motion to Close to Public Comment on Ordinance #20-08

Proposed by: Jennings
 Seconded by: Longo
 All In Favor: Carpenter, Deans, Grimes, Kostbar, Longo, Ludas.
 None Opposed, None Abstaining.

Motion to Adopt Ordinance #20-08 on Second Reading:

Proposed by: Longo
 Seconded by: Carpenter
 All In Favor: Carpenter, Deans, Grimes, Kostbar, Longo, Ludas.
 None Opposed.

RESOLUTIONS:

RESOLUTION #204-11-12-08

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	September 2008
Sewer Administrator	September 2008
Finance Officer	September 2008
Investment Report	September 2008
Chief of Police	September 2008
Report of Tax Sale	November 5, 2008

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
DEANS					X	
GRIMES		X	X			
KOSTBAR			X			
LONGO	X		X			
LUDAS			X			
MAYOR LAMANTIA						

RESOLUTION #205-11-12-08

REDEMPTIONS OF TAX LIENS

WHEREAS, THE TAX COLLECTOR HAS CONFIRMED RECEIPT OF PAYMENTS IN THE AGGREGATE AMOUNT OF ONE THOUSAND FIVE HUNDRED FORTY-TWO DOLLARS AND NINETY-EIGHT CENTS (\$1,542.98) AS VERIFIED IN THE CERTIFICATION ATTACHED HERETO; AND

WHEREAS, THIS PAYMENT HAS BEEN MADE FOR THE REDEMPTION OF THE TAX SALE CERTIFICATES #08-00005, #08-00014, AND #08-00024.

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 THE TOTAL AMOUNT OF ONE THOUSAND FIVE HUNDRED FORTY-TWO DOLLARS AND NINETY-EIGHT CENTS (\$1,542.98), TO THE LIEN-HOLDERS SPECIFIED IN THE ATTACHED CERTIFICATION.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
DEANS					X	
GRIMES			X			
KOSTBAR		X	X			
LONGO	X		X			
LUDAS			X			
MAYOR LAMANTIA						

RESOLUTION #206-11-12-08

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 \$819,636.17.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
DEANS					X	
GRIMES		X	X			
KOSTBAR	X		X			
LONGO			X			
LUDAS			X			
MAYOR LAMANTIA						

RESOLUTION #207-11-12-08

RESOLUTION ACCEPTING MINUTES

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

MAYOR AND COUNCIL
October 8, 2008

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
DEANS					X	
GRIMES		X	X			
KOSTBAR	X		X			
LONGO			X			
LUDAS			X			
MAYOR LAMANTIA						

RESOLUTION #208-11-12-08

RESOLUTION FOR A FEASIBILITY STUDY

WHEREAS, THE GOVERNING BODY OF THE BOROUGH OF JAMESBURG, TOWNSHIP OF PLAINSBORO, MONROE TOWNSHIP AND SOUTH BRUNSWICK TOWNSHIP, HAVE AGREED TO APPLY FOR A *SHARE* (SHARING AVAILABLE RESOURCES EFFICIENTLY) PROGRAM GRANT THROUGH THE STATE OF NEW JERSEY *SHARE* PROGRAM IN THE AMOUNT OF \$61,528.00; AND,

WHEREAS, THE TOWNSHIP OF PLAINSBORO HAS AGREED TO BE THE LEAD AGENCY IN THIS PROGRAM; AND

WHEREAS, THE STATE OF NEW JERSEY HAS MADE *SHARE* GRANTS AVAILABLE TO ASSIST LOCAL UNITS TO STUDY, DEVELOP AND IMPLEMENT NEW SHARED AND REGIONAL SERVICES; AND

WHEREAS, THE PURPOSE OF THIS GRANT IS TO PROMOTE SHARED SERVICES BETWEEN OUR LOCAL UNITS THROUGH A STUDY OF THE POSSIBLE SHARING OF EMERGENCY DISPATCH SERVICES, THAT WOULD BE BENEFICIAL TO THE LOCAL UNITS; AND

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF JAMESBURG, THAT THE BOROUGH OF JAMESBURG DOES HEREBY JOIN WITH THE TOWNSHIP OF PLAINSBORO IN APPLYING FOR A GRANT FOR THE PURPOSE OF A FEASIBILITY STUDY OF SUCH AN ENDEAVOR; AND,

BE IT FURTHER RESOLVED THAT BOROUGH OF JAMESBURG, HAVING A POPULATION OF LESS THAN 10,000, IS EXEMPT FROM THE 10% REQUIRED LOCAL MATCH.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
DEANS					X	
GRIMES			X			
KOSTBAR			X			
LONGO			X			
LUDAS			X			
MAYOR LAMANTIA						

RESOLUTION #209-11-12-08

RESOLUTION AUTHORIZING TRANSFERS IN THE 2008 MUNICIPAL BUDGET

WHEREAS, PURSUANT TO N.J.S.A. 40A:4-58, APPROPRIATION TRANSFERS ARE ALLOWABLE DURING THE LAST TWO MONTHS OF A FISCAL YEAR; AND

WHEREAS, IT IS DEEMED NECESSARY THAT SAID TRANSFERS BE DONE THROUGH VARIOUS ACCOUNTS.

NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, THAT THE FOLLOWING TRANSFERS BE MADE IN THE 2008 BUDGET APPROPRIATIONS:

	<u>CURRENT FUND</u>	
<u>FROM</u>	<u>ACCOUNT NAME</u>	<u>AMOUNT</u>
155.020	Legal OE	\$12,000.00
<u>TO</u>	<u>ACCOUNT NAME</u>	<u>AMOUNT</u>
494.020	Gasoline	\$12,000.00

Resolution #209-11-12-08 - AS AMENDED:

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
DEANS					X	
GRIMES		X	X			
KOSTBAR	X		X			
LONGO			X			
LUDAS			X			
MAYOR LAMANTIA						

RESOLUTION #210-11-12-08

AUTHORIZE STATE CONTRACT PURCHASE OF POLICE CAR

WHEREAS, THE BOROUGH OF JAMESBURG WISHES TO PURCHASE A 2009 FORD CROWN VICTORIA POLICE VEHICLE FROM AN AUTHORIZED VENDOR UNDER THE STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM 1-NJCP; AND

WHEREAS, THE PURCHASE OF GOODS AND SERVICES BY LOCAL CONTRACTING UNITS IS AUTHORIZED BY THE LOCAL PUBLIC CONTRACTS LAW, N.J.S.A. 40A:11-12; AND

WHEREAS, WINNER FORD, 250 HADDONFIELD-BERLIN ROAD CHERRY HILL, NJ 08034 HAS BEEN AWARDED NEW JERSEY STATE CONTRACT #A72467 FOR POLICE VEHICLES; AND

WHEREAS, THE FINANCE OFFICE RECOMMENDS THE UTILIZATION OF THIS CONTRACT ON THE GROUNDS THAT IT REPRESENTS THE BEST PRICE AVAILABLE; AND

WHEREAS, THE ACTUAL COST FOR THE PURCHASE OF THE 2009 FORD CROWN VICTORIA IS EXPECTED NOT TO EXCEED \$22,768; AND

WHEREAS, THE CHIEF FINANCIAL OFFICER HAS CERTIFIED THE AVAILABILITY OF FUNDS FOR THIS CONTRACT,

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT WINNER FORD BE AWARDED A CONTRACT FOR THE PURCHASE OF A 2009 FORD CROWN VICTORIA POLICE VEHICLE.

MOTION TO WITHDRAW:

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
DEANS					X	
GRIMES		X	X			
KOSTBAR	X		X			
LONGO			X			
LUDAS			X			
MAYOR LAMANTIA						

At this time, Mayor LaMantia requested a motion from Council for Council member Grimes to replace Council member Jennings on the Personnel and Negotiations Committee. Motion was made by Council member Kostbar, seconded by Council member Carpenter with Council members Carpenter, Deans, Grimes, Kostbar, Longo, and Ludas voting in favor of said motion.

COUNCILMATIC COMMITTEE REPORTS

LIBRARY COMMITTEE & HOLIDAY EVENTS/PATRIOTIC COMMITTEE

Council member Carpenter reported the results of the recent election, more specifically the ballot question regarding the funding of the Jamesburg library. The next Library Board of Trustees meeting will be November 17. There will be a new tree lit on December 10 at the tree lighting ceremony. The County stage, popcorn and hot cocoa have been arranged for the event. The DPW will be notified about assistance needed for that day.

COMMITTEE ON EDUCATION

Councilmember Grimes reported on the progression of a study regarding the consolidation of Jamesburg and Monroe school districts. Also reported that attendance at the Street Fair Committee was low, but the date was set for Sunday, September 20, 2009, in coordination with the Buckelew 5K run. The next meeting will be held on November 25, at 7:00pm at the Borough Hall.

COMMITTEE ON PERSONNEL/NEGOTIATIONS

Council member Longo reported that negotiations with the DPW union are close to settlement on an agreement.

POLICE COMMITTEE/COMMISSIONER & COMMITTEE ON FINANCE & BUDGETING

Councilmember Kostbar reported on the Police Committee meeting held prior to this evening's Council meeting. Halloween was uneventful and a record number of tickets were written for the month of October. Under Finance, a very difficult time is being experienced with budget preparation for this coming year – the Interlocal with Helmetta is no longer a source of revenue and the C.D.B.G. grant is no longer useable for Zoning. More will be known at the next meeting.

TECHNOLOGY COMMITTEE

Vacancy

COMMITTEE ON BUILDINGS, GROUNDS

Council member Longo deferred report to the Remington & Vernick Engineers representative in attendance.

COMMITTEE ON PUBLIC SAFETY/ EMERGENCY SERVICES COMMITTEE ON PUBLIC WORKS

Mayor Anthony LaMantia reported that a County wide O.E.M. radio communications drill was recently held. Public Works is working on leaf collection as well as sewer issues and maintenance. The Mayor congratulated Otto Kostbar and Daria Ludas on their re-election. Holiday events were announced: Annual Santa breakfast at the Fire House is 12/7, Santa on the Train will be held 12/13, Santa on the Fire Truck is 12/20.

Council member Ludas reported that she will be attending the SERV committee meeting on November 24. Council member Longo also announced the Jamesburg Civic Association fund raiser to be held at Forsgate Country Club – tickets are \$45 each.

ENGINEER'S PROGRESS REPORT ON BUCKELEW MANSION RENOVATION PROJECT

Dena Moore, of Remington & Vernick Engineers is serving as project manager for the Buckelew Mansion renovation project. Ms. Moore explained the process of submitting plans to the Historic Preservation Office and their approval process. Ms. Moore stated that she expects completion of the bid specifications to be approximately February 20, 2009, with advertisement for bids to take place on February 23, 2009. Bids will then be opened on March 24 with a project start date of April 13, 2009 – completion should be expected in the following August. Council member Longo thanked Ms. Moore for her assistance with the painstaking details of the process. The project is coming together and the Borough is hoping to open the house to the public in the fall of 2009.

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: CARPENTER, DEANS, GRIMES, KOSTBAR, LONGO, LUDAS.

None Opposed, None Abstaining.

PUBLIC COMMENT:

Elliott Stroul – 110 Mendoker Drive

- Commended the Public Works Department on their good work with leaf collection.
- Also reported on the Jamesburg Civic Association fundraiser dinner and the Street Fair Committee.
- The Patriotic Committee raised \$100.00 toward the annual parade at the Farmers Markets held during the summer.
- Also announced that carriage rides will be held starting from the Presbyterian Church this year on 12/7 and 12/11.

MOTION TO CLOSE TO PUBLIC COMMENT:

PROPOSED BY: LONGO

SECONDED BY: KOSTBAR

ALL IN FAVOR: CARPENTER, DEANS, GRIMES, KOSTBAR, LONGO, LUDAS.

None Opposed, None Abstaining.

MOTION TO ADJOURN:

PROPOSED BY: KOSTBAR

SECONDED BY: CARPENTER

ALL IN FAVOR: CARPENTER, DEANS, GRIMES, KOSTBAR, LONGO, LUDAS.

None Opposed, None Abstaining.

TIME OF ADJOURNMENT: 7:55 PM