

**JULY 6, 2009**

Councilman Burden called the meeting to order at 7:30 PM. Councilman Burden read the Presiding Officer's Statement. Present were Council Members DeNofa, Dodge, Keegan, and Menapace. Mayor Cooperhouse and Council Member Murphy were absent. Also present was Borough Attorney Martin Barger.

**RESOLUTION #2009-85 (Executive Session)**

Councilman Burden read Resolution #2009-76 to enter into executive session.

**Reconvene Public Meeting**

Councilman Burden reconvened the regular meeting at 8:00 PM. Councilman Burden read the Presiding Officer's Statement. Present were Council Members DeNofa, Dodge, Keegan, and Menapace. Mayor Cooperhouse and Council Member Murphy were absent. Also present was Borough Attorney Martin Barger.

**Salute to Flag**

Councilman Burden led the Salute to the Flag.

**Approval of Minutes: April 20, 2009**

A motion was made by Councilman Keegan, seconded by Councilman Menapace to approve the regular meeting minutes of April 20, 2009. The motion was approved by Roll Call Vote with all members present voting yes except for Councilman DeNofa, who abstained.

**Approval of Minutes: May 4, 2009**

A motion was made by Councilman Menapace, seconded by Councilman Keegan to approve the regular meeting minutes of May 4, 2009. The motion was approved by Roll Call Vote with all members present voting yes except for Councilman DeNofa who abstained.

**Approval of Minutes: May 18, 2009**

A motion was made by Councilman Keegan, seconded by Councilman Burden to approve the regular meeting minutes of May 18, 2009. The motion was approved by Roll Call Vote with all members present voting yes except for Council Members Dodge and Menapace who abstained.

**ORDINANCE NO. 932: FIRST READING/INTRODUCTION: - Amend Chapter 94, Zoning and Land Development, 94-10.4, Permitted Uses, Trailers**

A motion was made by Councilman Menapace, seconded by Councilman Dodge to authorize the introduction/first reading of Ordinance No. 932, AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF SHREWSBURY BY AMENDING CHAPTER 94, ZONING AND LAND DEVELOPMENT, 94-10.4, PERMITTED USES, TRAILERS. The motion was approved by Roll Call Vote with all members present voting yes. Second Reading Public Hearing will be on September 8, 2009, at 8:00 PM.

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**CAPITAL ORDINANCE NO. 933: FIRST READING/INTRODUCTION: - Purchase A Ford Expedition for the Police Dept.**

A motion was made by Councilman Menapace, seconded by Councilman Dodge to authorize the introduction/first reading of Ordinance No. 933, AN ORDINANCE AUTHORIZING THE PURCHASE OF A FORD EXPEDITION FOR THE BOROUGH OF SHREWSBURY POLICE DEPARTMENT. The motion was approved by Roll Call Vote with all members present voting yes. Second Reading Public Hearing will be on August 3, 2009, at 8:00 PM.

**BOND ORDINANCE NO. 934: INTRODUCTION/FIRST READING: - Purchase of Fire Equipment for Shrewsbury Hose Company No. 1**

A motion was made by Councilman Keegan, seconded by Councilman Dodge to authorize the introduction/first reading of Ordinance No. 934, AN ORDINANCE AUTHORIZING THE PURCHASE OF FIRE EQUIPMENT FOR SHREWSBURY HOSE COMPANY NO. 1. The motion was approved by Roll Call Vote with all members present voting yes. Second Reading Public Hearing will be on August 3, 2009, at 8:00 PM.

**RESOLUTION #2009-86 (Amend-Amended Summer Recreation Staff)**

A motion was made by Councilman Burden, seconded by Councilman Menapace to approve Resolution #2009-86 amending the Summer Recreation Staff. The motion was approved by Roll Call Vote with all members present voting yes.

**RESOLUTION #2009-87 (Release of Performance Guaranty for Meridian Quality Care)**

A motion was made by Councilman Menapace, seconded by Councilman DeNofa to approve Resolution #2009-87 authorizing the release of the Performance Guaranty for Meridian Quality Care as recommended by the Borough Engineer. The motion was approved by Roll Call Vote with all members present voting yes.

**Approval of Hold Harmless Agreement Between Monmouth County Mosquito Commission and Shrewsbury Borough for Culvert between Azalea Lane & 234 Williamsburg Drive**

A motion was made by Councilman Menapace, seconded by Councilman Keegan to authorize the Mayor and Clerk to enter into Hold Harmless Agreement with the Monmouth County Mosquito Commission for the culvert between Azalea Lane and 234 Williamsburg Drive. The motion was approved by Roll Call Vote with all members present voting yes.

**Approval: Raffle Application # 2009-04 for Monmouth/Ocean Development Council @ Shadowbrook on December 11, 2009**

A motion was made by Councilman Menapace, seconded by Councilman Keegan to approve Raffle Application #2009-04 for Monmouth/Ocean Development Council at the Shadowbrook on December 11, 2009. The motion was approved by Roll Call Vote with all members present voting yes.

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**Approval: Raffle Application # 2009-05 for Maria Frangella Foundation for Colon Cancer Research @ 1 Obre Place On October 25, 2009**

A motion was made by Councilman Menapace, seconded by Councilman Dodge to approve Raffle Applications #2009-05 for the Maria Frangella Foundation for Colon Cancer Research at 1 Obre Place on October 25, 2009. The motion was approved by Roll Call Vote with all members present voting yes.

**Facilities Use Request Application: Sal's Appreciation Day, 7/26/09 (Attachments & Map)**

The Council discussed briefly, the use of the Manson Park facility by Mel Cohen the owner of Sal's Original and decided that there was more information needed. A motion was made by Councilman Menapace, seconded by Councilman Keegan to table the Facilities Use Request Application of Sal's Appreciation Day until further information is received. The motion was approved by Roll Call Vote with all members present voting yes.

**Mayor's Appointment-Elizabeth Andia, Class IV Planning Board member to unexp. 4 yr Term Ending 12/31/09**

Councilman Burden advised the Council of the Mayor's appointment of Elizabeth Andia as a Class IV Planning Board Member for an unexpired 4 year term ending 12/31/09. A motion was made by Councilman Menapace, seconded by Councilman Keegan to approve the Mayor's appointment. The motion was approved by Roll Call Vote with all members present voting yes.

**Mayor's Appt. with Advice and Consent of Council: To Zoning Board of Adjustment:  
Derek Fisher from Alt. #1 to Regular Member filling unexp. 4 yr. term ending 12/31/12  
Carol Clark from Alt. #2 to Alt. #1 filling unexp. 2 yr. term ending 12/31/09  
Tom Garley as Alt. #2 filling an unexp. 2 yr. terming ending 12/31/10**

Councilman Burden presented the Mayor's appointments to the Zoning Board of Adjustment with advice and consent of the Council. A motion was made by Councilman Menapace, seconded by Councilman Keegan to approve the Mayor's appointment of Derek Fisher from Alternate #1 to Regular Member filling an unexpired 4 year term ending 12/31/12, Carol Clark from Alternate #2 to Alternate #1 filling an unexpired 2 year term ending 12/31/09, and Tom Garley as Alternate #2 filling an unexpired 2 year terming ending 12/31/10. The motion was approved by Roll Call Vote with all members present voting yes.

**Reports of Council**

**Councilman Burden** noted that the Ad Hoc Traffic Committee met on June 23<sup>rd</sup> with a very positive start and is moving forward and are now scheduled to meet every month.

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**Councilman Dodge** noted that he met with Mr. Nelligan concerning an employee disability plan instead of the New Jersey State Plan and agreed to go with the Zurich Plan at no cost to the Borough. *A motion was made by Councilman Dodge, seconded by Councilman Menapace to approve the change of the employee disability plan to Zurich Plan, LP. The motion was approved by Roll Call Vote with all members present voting yes.*

**Councilman Menapace** reported that the Sickles Place and West End Avenue projects were completed on July 2<sup>nd</sup> and there is a change order for the West End Avenue project in the amount of \$1,424.00. for additional curb replacement. The change order was submitted by the Borough Engineer. *A motion was made by Councilman Menapace, seconded by Councilman Keegan to approve the change order for West End Avenue. The motion was approved by Roll Call Vote with all members present voting yes, except for Councilman Burden who abstained.* Councilman Menapace noted that there was also a change order for Sickles Place indicating a reduction in the contract in the amount of \$930.00 as submitted by the Borough Engineer. *A motion was made by Councilman Menapace, seconded by Councilman Dodge to approve the change order for Stickle Place. The motion was approved by Roll Call Vote with all members present voting yes.*

Councilman Menapace also noted that the tennis courts bid opening is scheduled for July 22<sup>nd</sup> at 10:00 AM. Concerning White Street, the County is yet to appear and they were scheduled on July 6<sup>th</sup>. Councilman Menapace will call the Borough Engineer to find out what is going on. He also noted that the DPW Committee met with the Code Enforcement Official to discuss the tree overhangs on the sidewalks. Rather than cite the residents, the DPW will trim the trees that are overhanging. The backstop and screen are being installed and the netting should be completed within the next two weeks. He also pointed out an ever increasing problem with out of town coaches not maintaining the fields when they play and there is an additional cost to the Borough as the DPW has had to repair the fields. The Council discussed that some monitoring would be necessary for traveling team tournaments and there may be a charged assessed for those teams. Councilman Keegan said there was supposed to be someone at the field during games so the fields could be monitored. He said Recreation was discussing the possibility of charging traveling teams a fee for use of fields. There was more discussion on cost and or maintenance of the fields.

**Councilman Keegan** had no report.

**Councilman DeNofa** had no report.

### **Correspondence**

There was no correspondence to report.

### **Open Meeting to the Public**

A motion was made by Councilman Menapace, seconded by Councilman Dodge to open the meeting to the public. The motion was approved by Roll Call Vote with all members present voting yes.

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Carol Clark, 203 Garden Road questioned why the Code Enforcement Officer is not enforcing signs with balloons and real estate signs. She was told that the new ordinance was not in effect yet and that the second reading is August 3<sup>rd</sup>. Ms. Clark asked why there is still a sump pump discharging from a home on Stickles Place.

Councilman Menapace responded that the Borough was aware of the sump pumps and we will be talking to the Borough Engineer and find out how this will be addressed.

Hermann Allen, 54 Thornbrooke Drive questioned whether the new police vehicle is a replacement vehicle or a trade in.

Councilman Menapace responded that they are replacing a vehicle that will go to the DPW.

Carol Clark, 203 Garden Road asked why some of the police cars have dark windows. She said that other surrounding Police Departments don't have darkened windows and that they are not very resident friendly. She asked that when new Police cars are ordered could the Borough look into not getting darkened windows.

**Close Meeting to the Public**

A motion was made by Councilman Menapace, seconded by Councilman Dodge to close the meeting to the public. The motion was approved by Roll Call Vote with all members present voting yes.

**Payment of Bills**

A motion was made by Councilman Dodge, seconded by Councilman Menapace to authorize payment of all bills as submitted by the Chief Financial Officer. The motion was approved by Roll Call Vote with all members present voting yes.

**ADJOURNMENT**

A motion to adjourn at 9:05 PM was made by Councilman Keegan, seconded by Councilman Dodge and approved by Roll Call Vote with all members present voting yes.

Attest: \_\_\_\_\_  
Lynn A. Spillane, CMC – Municipal Clerk

Approve: \_\_\_\_\_  
Terel Cooperhouse, Mayor