

**Borough of Matawan
Public Session
January 17, 2012**

A regular meeting of the Borough Council of the Borough of Matawan, New Jersey, was held at the Matawan Municipal Community Center, 201 Broad Street, Matawan, New Jersey on January 17, 2012. The meeting was called to order at 7:05 PM by Mayor Buccellato presiding. Mayor Buccellato called the meeting to order, pursuant to Section 5 of the Open Public Meetings Act that adequate notice of this meeting has been provided in the notice which was published in *The Independent* on January 12, 2012, by sending notice to the *Asbury Park Press*, and by posting. Mayor Buccellato requested a roll call.

On roll call the following members responded present:

Yes: Councilwoman Clifton
Councilman Lopez
Councilwoman Angelini
Councilman Urbano
Councilwoman Gould
Councilman Fitzsimmons

Also, present were Barbara Bascom, Business Administrator, Pat Menna, Borough Attorney, and Robert Keady, Borough Engineer.

Mayor Buccellato asked everyone to stand for a moment of silence keeping in your thoughts the passing of Stanley Holmes better known to all of us in the Borough as "Squirrel," he was the second Mayor of Matawan after Jeremiah E. Hourihan, and also yesterday was the celebration of the of Dr. Martin Luther King

Mayor Buccellato asked everyone to stand in the Salute to the Flag.

Privilege of the Floor – Agenda Items Only

Mayor Buccellato opened the Privilege of the Floor.

There were no comments.

Mayor Buccellato closed the Privilege of the Floor.

Mayor Buccellato read a statement prior to the introduction of tonight's guests: During the less than thirteen years of Dr. Martin Luther King Jr.'s leadership the modern American Civil Rights Movement from December 1955 until April 4, 1968 African-Americans achieved more progress toward racial equality than the previous 350 years had produced. Dr. King is widely regarded as America's preeminent advocate of non-violence and one of the greatest non-violent leaders in our history. Drawing from inspiration from both his Christian faith and the peaceful teachings of Gandhi, Dr. King lead a non-violent movement in the late 50s and 60s achieve legal equality for African-Americans in the United States while others were advocating for freedom by any means including violence, Dr. King used the power of words and acts of non-violent resistance such as protest and grass roots organizing to achieve seemingly impossible goals. He went on to lead civil campaigns against poverty and international conflict always maintaining fidelity to his principles that men and women everywhere regardless of color or creed are equal members of the human family.

At 7:10 PM Mayor Buccellato requested a motion to suspend regular Council business. Councilwoman Angelini made the motion, seconded by Councilman Urbano. Council agreed. Motion passed. Mayor Buccellato introduced Dr. Steven Moore, Pastor of the Second Baptist Church, Pastor Audrey Williams from the St. James AME Zion Church, and Reverend Jeffrey Gray from the Second Baptist Church informing the group has had a few meetings and discussions to establish an annual Dr. King remembrance.

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Pastor Audrey Williamson, St. James Church. Pastor Williamson thanked the Mayor for productive meetings. The purpose of such an event is to recognize Dr. King's legacy to ensure people continue to come together for peaceful expression. She asked for the Borough's support in sharing the occasion and will keep the Borough apprised of any proposed plans.

Reverend Steven Moore, Second Baptist Church. Reverend Moore thanked the Mayor stating Mr. Buccellato has been an inspiring presence over the last two years. We believe it will be a great thing for Matawan to come together on Martin Luther King's Day once a year in some form or fashion. Our ultimate goal is for all to worship, walk and do all the things we are supposed to do together as human beings and honor someone who has done great work and then begin to do our own.

Reverend Jeffrey Grey, Second Baptist Church. This will be a great opportunity to celebrate the diversity of this town. The Civil Rights Movement had many martyrs, black and white. I look forward to doing this and look for your support.

At 7:20 PM Mayor Buccellato requested a motion to return to public session. Councilwoman Angelini made the motion, seconded by Councilwoman Clifton. Council agreed.

At 7:20 PM Mayor Buccellato requested a motion for a brief recess for Council to personally meet these Pastors. Councilman Lopez made the motion, seconded by Councilwoman Gould. Council agreed. Motion passed.

At 7:25 PM Mayor Buccellato requested a motion to return to public session. Councilwoman Angelini made the motion, seconded by Councilwoman Clifton. Council agreed. Motion passed.

Old Business

None.

Clerk's Report

No report.

Mayor's Report

Mayor Buccellato reported Cub Scout Pak 66 has submitted its application to hold its annual Pine Wood Derby in the Gym on February 28, 2012 and request it be extended until 9:30 PM which goes beyond the 9:00 PM specified in the Borough's Ordinance. Mayor Buccellato requested a motion to approve this request. Councilman Urbano made the motion, seconded by Councilwoman Clifton. Council agreed. Motion passed.

Administrator's Report

No report.

Attorney's Report

No report.

Engineer's Report

Mr. Keady reported on the Middlesex Road Water Treatment Plan upgrade informing the project was rebid on January 4, 2012 and today provided a recommendation and a request a resolution for award be on for the next Council meeting. In the interim in order to streamline the paperwork and receive NJSDEP concurrence prior to February 1, 2012 he will send a letter to the NJSDEP tomorrow outlining T&M's recommendation.

Mr. Keady reported on the 2011 Road Program informing of completion of the Fawn Drive concrete work and paving on Steamboat Alley. The water main work is expected to commence this week.

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The dirt pile on Ravine Drive is gone and the area will be brought back to its original state. There is some possible additional work to be done but is awaiting confirmation - the replacement of curbing on Highland, basin on Fawn and starting curbing on Matawan Avenue. The contractor has been informed of all outstanding items to be completed and we will keep on top of the list.

Mr. Menna complimented the Engineer and staff for these past three weeks providing a thorough review almost daily and keeping us apprised of all the incidents. Mayor Buccellato thanked him for taking the early morning telephone calls from Mayor and Council.

Mr. Keady thanked Mr. Menna, Mayor and Council.

Public Works, Water/Sewer, Property Maintenance Committee

Councilman Urbano reported the December 2012 water revenues of \$471,276.73 with a year to date of \$4,613,941.04.

Police, Railroad Parking, Library Committee

No report.

Fire, First Aid, Environmental, Planning/Zoning, Shade Tree Committee

Councilman Lopez made a motion for Council to approve membership of Volunteer Firefighter Carlos Von Seka of Washington Engine Company, seconded by Councilwoman Gould. Council agreed. Motion passed.

Recreation, Redevelopment, Historic Sites, Technology Committee

No report

Finance, Sanitation/Recycling, Education Committee

No report.

Community Affairs, Personnel, Construction, Main Street Committee

Councilwoman Gould reported a year-end 2011 permit income of \$165,580.00, business cco miscellaneous fees \$5,220.00 and the value of construction for 2011 was \$3,293,3215.

Consent Agenda

Mayor Buccellato read by title Resolutions 12-01-35 through 12-01-61 requesting a motion to approve en masse. Councilwoman Angelini made the motion, seconded by Councilwoman Clifton. Mayor Buccellato requested a roll call vote. A roll call vote was taken.

Yes: Councilwoman Gould
Councilman Lopez
Councilwoman Angelini
Councilman Urbano
Councilwoman Clifton
Councilman Fitzsimmons

Motion passed.

**RESOLUTION 12-01-35
REDEMPTION OF TAX SALE CERTIFICATE
DAXUAN WANG
CERTIFICATE #09-00115**

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WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #09-00115 which was sold to Daxuan Wang, 11 Walnut Street, Livingston, New Jersey 07039; and

WHEREAS, Certificate #09-00115 has been paid and fully redeemed for the property owner, Block 123.03, Lot 9, otherwise known as 34 Poet Drive.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$36,114.83 and a Premium of \$1,101.00 to the above for the redemption of Tax Sale Certificate #09-00115.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-36
REDEMPTION OF TAX SALE CERTIFICATE
US BANK CUST FOR PRO CAPITAL, LLC
CERTIFICATE #10-00032**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #10-00032 which was sold to US Bank Cust for Pro Capital, LLC, 50 S 16th St., Ste 1950, Philadelphia, PA 19102; and

WHEREAS, Certificate #10-00032 has been paid and fully redeemed for the property owner, Block 35, Lot 25 otherwise known as 160 Broad St.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$1,633.68 to the above for the redemption of Tax Sale Certificate #10-00032.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-37
REDEMPTION OF TAX SALE CERTIFICATE
FNA JERSEY LIEN SERVICES LLC
CERTIFICATE #10-00038**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #10-00038 which was sold to FNA Jersey Lien Services, LLC, PO Box 1030, Brick, New Jersey 08723; and

WHEREAS, Certificate #10-00038 has been paid and fully redeemed for the property owner, Block 47, Lot 1, otherwise known as 904 Highway 34.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$6,006.33 to the above for the redemption of Tax Sale Certificate #10-00038.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-38
REDEMPTION OF TAX SALE CERTIFICATE
TOWER LIEN, LLC
CERTIFICATE #10-00071**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #10-00071 which was sold to Tower Lien, LLC, PO Box 823502, Philadelphia, PA 19182-3502; and

WHEREAS, Certificate #10-00071 has been paid and fully redeemed for the property owner, Block 107, Lot 10 otherwise known as 833 Highway 34.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$14,482.18 to the above for the redemption of Tax Sale Certificate #10-00071.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

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**RESOLUTION 12-01-39
REDEMPTION OF TAX SALE CERTIFICATE
WEN LU
CERTIFICATE #11-00001**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00001 which was sold to Wen Lu, 144-90 41st Ave., Apt. 515, Flushing, NY 11355.

WHEREAS, Certificate #11-00001 has been paid and fully redeemed for the property owner, Block 1, Lot 5 otherwise known as 2-1/2 Main St.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$340.38 to the above for the redemption of Tax Sale Certificate #11-00001.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-40
REDEMPTION OF TAX SALE CERTIFICATE
AMANDINE & THEODORE DISANTO
CERTIFICATE #11-00007**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00007 which was sold to Amandine & Theodore DiSanto, 44 Maria Ct., Holmdel, NJ 07733; and

WHEREAS, Certificate #11-00007 has been paid and fully redeemed for the property owner, Block 8, Lot 2 otherwise known as 65 Main Street.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$617.29 to the above for the redemption of Tax Sale Certificate #11-00007.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-41
REDEMPTION OF TAX SALE CERTIFICATE
ACE PLUS, LLC
CERTIFICATE #11-00008**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00008 which was sold to Ace Plus, 1416 Avenue L, Brooklyn, NY 11230; and

WHEREAS, Certificate #11-00008 has been paid and fully redeemed for the property owner, Block 8, Lot 3 otherwise known as 67 Main St.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$899.80 to the above for the redemption of Tax Sale Certificate #11-00008.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-42
REDEMPTION OF TAX SALE CERTIFICATE
WEN LU
CERTIFICATE #11-00009**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00009 which was sold to Wen Lu, 144-90 41st Avenue, Apt. 515, Flushing, NY 11355; and

WHEREAS, Certificate #11-00009 has been paid and fully redeemed for the property owner, Block 9, Lot 8.01 otherwise known as 95 Main St.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$341.77 to the above for the redemption of Tax Sale Certificate #11-00009.

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BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-43
REDEMPTION OF TAX SALE CERTIFICATE
US BANK CUST FOR TOWER DBW
CERTIFICATE #11-00010**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00010 which was sold to US Bank Cust for Tower DBW, 50 South 16th St., Ste 1950 TOW, Philadelphia, PA 19102; and

WHEREAS, Certificate #11-00010 has been paid and fully redeemed for the property owner, Block 9, Lot 9 otherwise known as 99 Main St.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$1,568.70 and a Premium of \$3,800.00 to the above for the redemption of Tax Sale Certificate #11-00010.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-44
REDEMPTION OF TAX SALE CERTIFICATE
US BANK CUST FOR CRESTAR CAPITAL, LLC
CERTIFICATE #11-00012**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00012 which was sold to US Bank Cust for Crestar Capital, LLC, 50 South 16th St., Ste 1950, Philadelphia, PA 19102; and

WHEREAS, Certificate #11-00012 has been paid and fully redeemed for the property owner, Block 9, Lot 27 otherwise known as 129-131 Main St.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$1,924.98 and a Premium of \$3,200.00 to the above for the redemption of Tax Sale Certificate #11-00012.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-45
REDEMPTION OF TAX SALE CERTIFICATE
WEN LU
CERTIFICATE #11-00017**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00017 which was sold to Wen Lu, 144-90 41st Avenue, Apt. 515, Flushing, NY 11355; and

WHEREAS, Certificate #11-00017 has been paid and fully redeemed for the property owner, Block 15, Lot 7 otherwise known as 55 Little St.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$307.86 and a Premium of \$100.00 to the above for the redemption of Tax Sale Certificate #11-00017.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-46
REDEMPTION OF TAX SALE CERTIFICATE
FNA JERSEY LIEN SERVICES, LLC
CERTIFICATE #11-00025**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00025 which was sold to FNA Jersey Lien Services, LLC, PO Box 1030, Brick, NJ 08723; and

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WHEREAS, Certificate #11-00025 has been paid and fully redeemed for the property owner, Block 28, Lot 14.01 otherwise known as 15 Fountain Ave.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$1,083.55 and a Premium of \$100.00 to the above for the redemption of Tax Sale Certificate #11-00025.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-47
REDEMPTION OF TAX SALE CERTIFICATE
US BANK CUST FOR PRO CAPITAL, LLC
CERTIFICATE #11-00033**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00033 which was sold to US Bank Cust for Pro Capital, LLC, 50 S 16th St., Ste 1950, Philadelphia, PA 19102; and

WHEREAS, Certificate #11-00033 has been paid and fully redeemed for the property owner, Block 35, Lot 25 otherwise known as 160 Broad St.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$288.57 to the above for the redemption of Tax Sale Certificate #11-00033.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-48
REDEMPTION OF TAX SALE CERTIFICATE
WEN LU
CERTIFICATE #11-00040**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00040 which was sold to Wen Lu, 144-90 41st Ave., Apt. 515, Flushing, NY 11355; and

WHEREAS, Certificate #11-00040 has been paid and fully redeemed for the property owner, Block 41, Lot 16 otherwise known as 915 Highway 34.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$169.99 to the above for the redemption of Tax Sale Certificate #11-00040.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-49
REDEMPTION OF TAX SALE CERTIFICATE
WEN LU
CERTIFICATE #11-00065**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00065 which was sold to Wen Lu, 144-90 41st Avenue, Apt. 515, Flushing, NY 11355; and

WHEREAS, Certificate #11-00065 has been paid and fully redeemed for the property owner, Block 71, Lot 2 otherwise known as 78 Middlesex Rd.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$369.82 and a Premium of \$100.00 to the above for the redemption of Tax Sale Certificate #11-00065.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-50
REDEMPTION OF TAX SALE CERTIFICATE
WEN LU
CERTIFICATE #11-00066**

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WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00066 which was sold to Wen Lu, 144-90 41st Avenue, Apt. 515, Flushing, NY 11355; and

WHEREAS, Certificate #11-00066 has been paid and fully redeemed for the property owner, Block 71, Lot 2.01 otherwise known as 192 Ravine Dr.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$843.57 and a Premium of \$300.00 to the above for the redemption of Tax Sale Certificate #11-00066.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-51
REDEMPTION OF TAX SALE CERTIFICATE
WEN LU
CERTIFICATE #11-00076**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00076 which was sold to Wen Lu, 144-90 41st Ave., Apt. 515, Flushing, NY 11355.

WHEREAS, Certificate #11-00076 has been paid and fully redeemed for the property owner, Block 90, Lot 1 otherwise known as 7 Oakland St.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$380.62 and a Premium of \$100.00 to the above for the redemption of Tax Sale Certificate #11-00076.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-52
REDEMPTION OF TAX SALE CERTIFICATE
US BANK CUST FOR ATR FUND NJ & CAP. 1
CERTIFICATE #11-00077**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00077 which was sold to US Bank Cust for ATR Fund NJ & Cap. 1, 50 South 16th St., Ste 1950, Philadelphia, PA 19102-2513; and

WHEREAS, Certificate #11-00077 has been paid and fully redeemed for the property owner, Block 90, Lot 4 otherwise known as 347 Forest Ave.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$138.89 and a Premium of \$2,600.00 to the above for the redemption of Tax Sale Certificate #11-00077.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-53
REDEMPTION OF TAX SALE CERTIFICATE
US BANK CUST FOR TOWER DBW
CERTIFICATE #11-00080**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00080 which was sold to US Bank Cust for Tower DBW, 50 South 16th St., Ste 1950 TOW, Philadelphia, PA 19102; and

WHEREAS, Certificate #11-00080 has been paid and fully redeemed for the property owner, Block 102, Lot 3 otherwise known as 12 Northfield Rd.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$1,512.23 and a Premium of \$4,000.00 to the above for the redemption of Tax Sale Certificate #11-00080.

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BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-54
REDEMPTION OF TAX SALE CERTIFICATE
WEN LU
CERTIFICATE #11-00084**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00084 which was sold to Wen Lu, 144-90 41st Avenue, Apt. 515, Flushing, NY 11355; and

WHEREAS, Certificate #11-00084 has been paid and fully redeemed for the property owner, Block 112, Lot 3.04 otherwise known as 27 Middlesex Rd.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$1,146.18 and a Premium of \$600.00 to the above for the redemption of Tax Sale Certificate #11-00084.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-55
REDEMPTION OF TAX SALE CERTIFICATE
FNA JERSEY LIEN SERVICES, LLC
CERTIFICATE #11-00085**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00085 which was sold to FNA Jersey Lien Services, LLC, PO Box 1030, Brick, NJ 08723; and

WHEREAS, Certificate #11-00085 has been paid and fully redeemed for the property owner, Block 112, Lot 3.07 otherwise known as 759 Highway 34.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$2,730.47 and a Premium of \$5,900.00 to the above for the redemption of Tax Sale Certificate #11-00085.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-56
REDEMPTION OF TAX SALE CERTIFICATE
WEN LU
CERTIFICATE #11-00098**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00098 which was sold to Wen Lu, 144-90 41st Avenue, Apt. 515, Flushing, NY 11355; and

WHEREAS, Certificate #11-00098 has been paid and fully redeemed for the property owner, Block 120, Lot 5.01 C411 otherwise known as 411 Sloan Ct.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$218.93 and a Premium of \$100.00 to the above for the redemption of Tax Sale Certificate #11-00098.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-57
REDEMPTION OF TAX SALE CERTIFICATE
US BANK CUST FOR ATR FUND NJ & CAP. 1
CERTIFICATE #11-00099**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00099 which was sold to US Bank Cust for ATR Fund NJ & Cap. 1, 50 South 16th St., Ste 1950, Philadelphia, PA 19102-2513; and

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WHEREAS, Certificate #11-00099 has been paid and fully redeemed for the property owner, Block 120, Lot 5.01 C424 otherwise known as 424 Sloan Ct.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$4,082.97 to the above for the redemption of Tax Sale Certificate #11-00099.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-58
REDEMPTION OF TAX SALE CERTIFICATE
FNA JERSEY LIEN SERVICES, LLC
CERTIFICATE #11-00102**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00102 which was sold to FNA Jersey Lien Services, LLC, PO Box 1030, Brick, NJ 08723; and

WHEREAS, Certificate #11-00102 has been paid and fully redeemed for the property owner, Block 120.01, Lot 10 otherwise known as 1016 Highway 34.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$1,044.06 and a Premium of \$600.00 to the above for the redemption of Tax Sale Certificate #11-00102.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-59
REDEMPTION OF TAX SALE CERTIFICATE
US BANK CUST FOR PRO CAPITAL, LLC
CERTIFICATE #11-00111**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00111 which was sold to US Bank Cust for Pro Capital, LLC, 50 S 16th St., Ste 1950, Philadelphia, PA 19102; and

WHEREAS, Certificate #11-00111 has been paid and fully redeemed for the property owner, Block 123.01, Lot 7 otherwise known as 81 Onyx Pl.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$1,738.05 and a Premium of \$400.00 to the above for the redemption of Tax Sale Certificate #11-00111.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-60
REDEMPTION OF TAX SALE CERTIFICATE
WEN LU
CERTIFICATE #11-00112**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #11-00112 which was sold to Wen Lu, 144-90 41st Ave., Apt. 515, Flushing, NY 11355; and

WHEREAS, Certificate #11-00112 has been paid and fully redeemed for the property owner, Block 123.01, Lot 14 otherwise known as 36 Mill Rd.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$648.48 to the above for the redemption of Tax Sale Certificate #11-00112.

BE IT FURTHER RESOLVED that a certified true copy of this resolution is forwarded to the Borough's Tax Collector and Treasurer.

**RESOLUTION 12-01-61
RESOLUTION RELEASING FUNDS TO
WESTERN MONMOUTH UTILITY AUTHORITY**

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WHEREAS, the following property had an outstanding balance with the Western Monmouth Utility Authority;
and

WHEREAS, the account was eligible for tax sale and was advertised for same; and

WHEREAS, the homeowner paid said balance to the Borough of Matawan therefore removing it from sale.

NOW, THEREFORE, BE IT RESOLVED that the Borough Tax Collector authorizes the funds for the below block and lot for balance due of \$ 1,357.04 be released to the Western Monmouth Utility Authority.

Block/Lot	Property Location
121/1	355 Texas Road

BE IT FURTHER RESOLVED that a certified true copy of this resolution be forwarded to the Borough Tax Collector and Treasurer.

New Business

Mayor Buccellato read by title Resolution 12-01-62: A Resolution Affirming and Adjusting the Compensation for the Municipal Court Judge for Calendar Year 2011. Mayor Buccellato requested a motion. Councilwoman Angelini made the motion, seconded by Councilwoman Clifton. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Gould
Councilman Lopez
Councilwoman Angelini
Councilman Urbano
Councilwoman Clifton
Councilman Fitzsimmons

Motion passed.

**RESOLUTION 12-01-62
RESOLUTION AFFIRMING AND ADJUSTING THE COMPENSATION FOR THE MUNICIPAL COURT
JUDGE FOR CALENDAR YEAR 2011**

WHEREAS, The Hon. John C. Colannino, JMC, has been serving as the Municipal Court Judge for the Borough of Matawan and, as a consequence of his service with the Borough was instrumental in reducing the backlog of cases that the Court had inherited and was further instrumental in reorganizing the Court into an efficient vicinage;
and

WHEREAS, at the commencement of the Court term, the Municipal Court Judge was advised that the remuneration that he would receive was to be set at the sum of \$25,000.00 per annum from the 2010 remuneration of \$20,000.00 per annum; and

WHEREAS, due to difficult financial conditions and difficulties, it was difficult to adjust the compensation in 2011, although the budget office had calculated and reserved the salary account at the sum of \$25,000.00 per annum; and

WHEREAS, all of the goals and objectives for the efficient operation of the Municipal Court were achieved in 2011.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council reaffirms the remuneration for the Municipal Court Judge at the sum of \$25,000.00 for calendar year 2011 and authorizes the Chief Financial Officer to issue a check in the amount of \$5,000.00, with appropriate statutory deductions, payable to the Municipal Court Judge for compensation for calendar year 2011; and further to report said adjustment in status to the Judge and the Division of Pensions.

CERTIFICATION AS TO AVAILABLE FUNDING

I, Monica Antista, Chief Financial Officer of the Borough of Matawan do hereby certify that as of the date of this certification funds are available from the 1-01-43-490-100 Budget of the Borough of Matawan.

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This certification is based solely on the information encumbered into the financial records of the borough by the appropriate using division as of this date and relies on the completeness of financial records.

Chief Financial Officer

(Signature on File)

Monica Antista, CMFO

Dated: January 17, 2012

Mayor Buccellato read by title Resolution 12-01-63: Authorizing the Hiring of James Archibald as a Full-Time Field Technician with the Borough of Matawan Department of Public Works. Mayor Buccellato requested a motion. Councilman Urbano made the motion, seconded by Councilman Lopez. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Gould
Councilman Lopez
Councilwoman Angelini
Councilman Urbano
Councilwoman Clifton
Councilman Fitzsimmons

Motion passed.

**RESOLUTION 12-01-63
AUTHORIZING THE HIRING OF JAMES ARCHIBALD
AS A FULL-TIME FIELD TECHNICIAN WITH THE
BOROUGH OF MATAWAN DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Mayor and Council has been advised that there exists the need for an additional full-time Field Technician within the Borough of Matawan; and

WHEREAS, pursuant to the Contract between the Borough of Matawan and the International Brotherhood of Electrical Workers (IBEW) Local 400 Article 6 – Introductory Period, Section 1. New Employees:

Each new employee shall serve an introductory period of ninety (90) calendar days. At the completion of thirty (30) and Sixty (60) days, the employee's department head shall prepare a performance report and recommend the retention or dismissal of the introductory employee. These reports shall be submitted to the departmental Committee Chairperson.

If at the end of ninety (90) calendar days, the introductory employee shall have been deemed to have successfully completed his introductory period by the department and the Committee Chairperson, the employee shall be granted all rights and privileges pertaining to his employment or position.

If, however, at the conclusion of the introductory period, the employee has been deemed to not have successfully completed the introductory period, the employee shall be dismissed. Nothing contained in this article shall be construed to prohibit the suspension or dismissal of an introductory employee at any time. At the time of dismissal the Borough Administrator and/or to Department Head will meet informally with the Business Agent, Shop Steward, and introductory employee to discuss the Boroughs decision related to dismissal. The dismissal of any introductory employee shall not be applicable to the grievance procedure. Except as otherwise provided by applicable law, the existence of an introductory period or the completion of the introductory period does not alter an employee's at-will employment relationship with the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan authorizes the hiring of James Archibald as an additional full-time Field Technician, effective February 1, 2012 at a rate of Thirty-Five Thousand Five Hundred Thirty-Four Dollars and Forty-Seven Cents (\$35,534.47) per annum pursuant to the provisions of the Contract between the Borough of Matawan and the International Brotherhood of Electrical Workers (IBEW) Local 400 dated January 1, 2010 through December 31, 2013.

BE IT FURTHER RESOLVED said employment is contingent upon pending favorable outcome of his physical and background examination.

CERTIFICATION AS TO AVAILABLE FUNDING

I, Monica Antista, Chief Financial Officer of the Borough of Matawan do hereby certify that as of the date of this certification funds are available from the 2-01-26-290-180 Budget of the Borough of Matawan to James Archibald for

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the Borough of Matawan in an amount not to exceed Thirty-Five Thousand Five Hundred Thirty-Four Dollars and Forty-Seven Cents (\$35,534.47).

This certification is based solely on the information encumbered into the financial records of the borough by the appropriate using division as of this date and relies on the completeness of financial records.

Chief Financial Officer

(Signature on File)

Monica Antista, CMFO

Dated: January 17, 2012

Mayor Buccellato read by title Resolution 12-01-64: Authorizing the Hiring of Ed Ramirez as a Full-Time Field Technician with the Borough of Matawan Department of Public Works. Mayor Buccellato requested a motion. Councilman Urbano made the motion, seconded by Councilwoman Angelini. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Gould
Councilman Lopez
Councilwoman Angelini
Councilman Urbano
Councilwoman Clifton
Councilman Fitzsimmons

Motion passed.

**RESOLUTION 12-01-64
AUTHORIZING THE HIRING OF ED RAMIREZ
AS A FULL-TIME FIELD TECHNICIAN WITH THE
BOROUGH OF MATAWAN DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Mayor and Council has been advised that there exists the need for an additional full-time Field Technician within the Borough of Matawan; and

WHEREAS, pursuant to the Contract between the Borough of Matawan and the International Brotherhood of Electrical Workers (IBEW) Local 400 Article 6 – Introductory Period, Section 1. New Employees:

Each new employee shall serve an introductory period of ninety (90) calendar days. At the completion of thirty (30) and Sixty (60) days, the employee’s department head shall prepare a performance report and recommend the retention or dismissal of the introductory employee. These reports shall be submitted to the departmental Committee Chairperson.

If at the end of ninety (90) calendar days, the introductory employee shall have been deemed to have successfully completed his introductory period by the department and the Committee Chairperson, the employee shall be granted all rights and privileges pertaining to his employment or position.

If, however, at the conclusion of the introductory period, the employee has been deemed to not have successfully completed the introductory period, the employee shall be dismissed. Nothing contained in this article shall be construed to prohibit the suspension or dismissal of an introductory employee at any time. At the time of dismissal the Borough Administrator and/or to Department Head will meet informally with the Business Agent, Shop Steward, and introductory employee to discuss the Boroughs decision related to dismissal. The dismissal of any introductory employee shall not be applicable to the grievance procedure. Except as otherwise provided by applicable law, the existence of an introductory period or the completion of the introductory period does not alter an employee’s at-will employment relationship with the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan authorizes the hiring of Ed Ramirez as an additional full-time Field Technician, effective February 1, 2012 at a rate of Thirty-Five Thousand Five Hundred Thirty-Four Dollars and Forty-Seven Cents (\$35,534.47) per annum pursuant to the provisions of the Contract between the Borough of Matawan and the International Brotherhood of Electrical Workers (IBEW) Local 400 dated January 1, 2010 through December 31, 2013.

BE IT FURTHER RESOLVED said employment is contingent upon pending favorable outcome of his physical and background examination.

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CERTIFICATION AS TO AVAILABLE FUNDING

I, Monica Antista, Chief Financial Officer of the Borough of Matawan do hereby certify that as of the date of this certification funds are available from the 2-01-26-290-180 Budget of the Borough of Matawan to Ed Ramirez for the Borough of Matawan in an amount not to exceed Thirty-Five Thousand Five Hundred Thirty-Four Dollars and Forty-Seven Cents (\$35,534.47).

This certification is based solely on the information encumbered into the financial records of the borough by the appropriate using division as of this date and relies on the completeness of financial records.

Chief Financial Officer

(Signature on File)

*Monica Antista, CMFO
Dated: January 17, 2012*

Mayor Buccellato read by title Resolution 12-01-65: Authorizing Business Administrator to Prepare Specifications and Receive Bids for Electrical Service & Repair for the Year 2012. Mayor Buccellato requested a motion. Councilman Urbano made the motion, seconded by Councilwoman Clifton. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Gould
Councilman Lopez
Councilwoman Angelini
Councilman Urbano
Councilwoman Clifton
Councilman Fitzsimmons

Motion passed.

***RESOLUTION 12-01-65
AUTHORIZING BUSINESS ADMINISTRATOR
TO PREPARE SPEPCIFICATIONS AND RECEIVE BIDS FOR
ELECTRICAL SERVICE AND REPAIR FOR THE YEAR 2012***

WHEREAS, the Mayor and Council of the Borough of Matawan is in need of Electrical Service and Repair for the Year 2012.

NOW, THEREFORE, BE IT RESOLVED the Council of the Borough of Matawan does authorize the Business Administrator to prepare specifications for said work and advertise the proposal for the purpose of receiving bids for Electrical Service and Repair for the year 2012.

ADVERTISEMENTS FOR BIDS

*Borough of Matawan
Monmouth County, New Jersey*

NOTICE is hereby given that sealed proposals will be received by hand delivery or by United States mail addressed to the Municipal Clerk, and thereafter unsealed and read in the Council Meeting Room, Municipal Building, 201 Broad Street, Matawan, NJ 07747 on _____ a.m. No bids being received after public call therefore for the following:

ELECTRICAL SERVICE & REPAIR

Said materials shall be bid and supplied in accordance with specifications, copies of which are on file in the office of the Municipal Clerk and may be obtained during regular business hours (Monday through Thursday, 7:30 a.m. to 5:00 p.m.). Proposals shall be enclosed in a sealed envelope with the bidders name and address and the designation of the materials bid noted on the outside of the envelope.

The Borough of Matawan expressly reserves the right to reject any or all bids. Waive any informality in the bid and accompanying documents received.

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Each bidder shall comply with the "Law Against Discrimination", P.L. 1975, Chapter 127, as amended.

**Jean Montfort, RMC
MUNICIPAL CLERK
Borough of Matawan**

Dated:

This bid specification includes a requirement of insurance as specified herein. No work may begin, and payment of vouchers will not be approved, without submission of the proper certificates to the Borough of Matawan. Note that the below are considered the minimums that the Borough of Matawan will accept, but that higher limits are acceptable.

REQUIREMENTS

I. General Liability

- (a) \$500,000 General Liability with \$500,000 Aggregate, including Contractual/Completed Operations.
- (b) Contractors Insurance to be primary.
- (c) Thirty-day (30) notice of intent to cancel, non-renew, or make material change in coverage.
- (d) Municipality to be named as "Additional Insured."
- (e) A signed Hold Harmless Agreement (see Appendix "A" attached.)

II. Automobile Liability

- (a) \$500,000 Combined Single Limit.
- (b) Coverage to include "Owned, Non-Owned, and Hired" automobiles.
- (c) All other requirements the same as provided under "General Liability", Items c, d and e above.

III. Workers' Compensation

- (a) Certificate of Insurance indication "Statutory" limits.
- (b) Thirty-day (30) notice of intent to cancel, non-renew, or make material change in coverage.

**SPECIFICATIONS FOR ELECTRICAL REPAIRS
BID #1-00**

Bids are open to licensed Master Electricians and Helper(s). Work and materials shall be of qualitative nature and shall meet the final inspection of the Borough Engineer, Municipal Clerk, Business Administrator, Division Head and/or Department Head in charge, and shall begin within twenty-four (24) hours of the time of notification by the proper authorities, except in emergencies, which shall necessitate immediate work.

If the successful bidder is not able to begin the required work in a twenty-four (24) hour period, the Borough of Matawan shall call upon the second low bidder, third low bidder, etc., in order to properly service the taxpayers of the Borough of Matawan.

SCOPE OF CONTRACT: Electrical repair, when necessary, shall be performed on any Borough of Matawan buildings and Borough of Matawan public property, including property outside of the Borough of Matawan limits.

Work shall begin within the twenty-four (24) hour period following notice by the proper authorities of the Borough of Matawan.

PUBLIC CONTRACTS: If any one project is in excess of the prevailing wage contract threshold amount for public work, the contractor must comply with such regulations.

**PROPOSAL FORM
ELECTRICAL SERVICE AND REPAIR BID #1-00**

To: Business Administrator, Borough of Matawan

The undersigned, having read the advertisement, instruction to bidders, specifications, and all other papers included in this bid document, will comply with all terms, covenants and agreements set forth therein if awarded the contract.

The undersigned agrees to furnish ELECTRICAL REPAIRS in such amount as required by the Borough of Matawan in accordance with the specifications set forth in this proposal for the following amount:

***Any and all exceptions to these specifications must be noted by checking the space in front of the item number and be fully detailed on an attached sheet. Failure to do so may render this bid and/or any subsequently awarded contract to be null and void.**

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_____ Item 1	Material: Contractor cost plus percentage	\$ _____
_____ Item 2	Per hour labor: Master	\$ _____
_____ Item 3	Per hour labor: Helper	\$ _____
_____ Item 4	Number of years in business	_____

Do you have copies of training documents attached? Yes _____ No _____

Trade or Corporate Name _____

Signature: _____ Title _____

Street Address: _____

City, State, Zip Code: _____

Telephone (_____) _____ Fax (_____) _____

Date _____

**APPENDIX "A"
INDEMNITY AND HOLD HARMLESS AGREEMENT**

_____ (Contractor, Individual, Group) agrees to indemnify and hold harmless **BOROUGH OF MATAWAN** and its agenda and employees, from and against all claims, damages, losses, and expenses, including reasonable attorney's fees in case it shall be necessary to file an action arising out of performance of the work herein or the use of municipal facilities which is (1) for bodily injury, illness or death, or for property damage, including loss of use and (2) caused in whole or in part by _____ (Contractor, Individual Group) negligent act or omission, or that of a subcontractor, or that of anyone employed by them or for whose acts contractor or subcontractor may be liable.

This indemnification and agreement shall apply in all instances whether **BOROUGH OF MATAWAN** is made a direct party to the initial action or claim or is subsequently made a party to the action by third-party in-pleading or is made a party to a collateral action arising, in whole or in part, from any of the issues emanating from the original cause of action or claim.

Description of Event/Facility/Contract: _____

Date of Event/Contract: _____

By: _____ , _____
(Contractor, Individual, Group) Title

Date Signed: _____

G:\MUNICIPAL CLERK\Bids Ad For Goods And Services Electrical.Doc

Mayor Buccellato read by title Resolution 12-01-66: Authorizing Business Administrator to Prepare Specifications and Receive Bids for Plumbing Service & Repair for the Year 2012. Mayor Buccellato requested a motion. Councilwoman Angelini made the motion, seconded by Councilman Urbano. Mayor Buccellato requested a roll call. A roll call vote was taken.

- Yes:
- Councilwoman Gould
 - Councilman Lopez
 - Councilwoman Angelini
 - Councilman Urbano
 - Councilwoman Clifton
 - Councilman Fitzsimmons

Motion passed.

**RESOLUTION 12-01-66
AUTHORIZING BUSINESS ADMINISTRATOR
TO PREPARE SPEPCIFICATIONS AND RECEIVE BIDS FOR
PLUMBING SERVICE AND REPAIR FOR THE YEAR 2012**

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WHEREAS, the Mayor and Council of the Borough of Matawan is in need of Plumbing Service and Repair for the Year 2012.

NOW, THEREFORE, BE IT RESOLVED the Council of the Borough of Matawan does authorize the Business Administrator to prepare specifications for said work and advertise the proposal for the purpose of receiving bids for Plumbing Service and Repair for the year 2012.

ADVERTISEMENTS FOR BIDS

Borough of Matawan
Monmouth County, New Jersey

NOTICE is hereby given that sealed proposals will be received by hand delivery or by United States mail addressed to the Municipal Clerk, and thereafter unsealed and read in the Council Meeting Room, Municipal Building, 201 Broad Street, Matawan, NJ 07747 on _____ a.m. No bids being received after public call therefore for the following:

PLUMBING SERVICE & REPAIR

Said materials shall be bid and supplied in accordance with specifications, copies of which are on file in the office of the Municipal Clerk and may be obtained during regular business hours (Monday through Thursday, 7:30 a.m. to 5:00 p.m.). Proposals shall be enclosed in a sealed envelope with the bidders name and address and the designation of the materials bid noted on the outside of the envelope.

The Borough of Matawan expressly reserves the right to reject any or all bids. Waive any informality in the bid and accompanying documents received.

Each bidder shall comply with the "Law Against Discrimination", P.L. 1975, Chapter 127, as amended.

**Jean Montfort, RMC
MUNICIPAL CLERK
Borough of Matawan**

Dated:

This bid specification includes a requirement of insurance as specified herein. No work may begin, and payment of vouchers will not be approved, without submission of the proper certificates to the Borough of Matawan. Note that the below are considered the minimums that the Borough of Matawan will accept, but that higher limits are acceptable.

REQUIREMENTS

I. General Liability

- (a) \$500,000 General Liability with \$500,000 Aggregate, including Contractual/Completed Operations.
- (b) Contractors Insurance to be primary.
- (c) Thirty-day (30) notice of intent to cancel, non-renew, or make material change in coverage.
- (d) Municipality to be named as "Additional Insured."
- (e) A signed Hold Harmless Agreement (see Appendix "A" attached.)

II. Automobile Liability

- (a) \$500,000 Combined Single Limit.
- (b) Coverage to include "Owned, Non-Owned, and Hired" automobiles.
- (c) All other requirements the same as provided under "General Liability", Items c, d and e above.

III. Workers' Compensation

- (a) Certificate of Insurance indication "Statutory" limits.
- (b) Thirty-day (30) notice of intent to cancel, non-renew, or make material change in coverage.

SPECIFICATIONS FOR PLUMBING REPAIRS

BID #2-00

Bids are open to licensed Plumbing contractor and helper(s). Work and materials shall be of qualitative nature and shall meet the final inspection of the Borough Engineer, Business Administrator, Division Head and/or Department Head in charge, and shall begin within twenty-four (24) hours of the time of notification by the proper authorities, except in emergencies, which shall necessitate immediate work.

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If the successful bidder is not able to begin the required work in a twenty-four (24) hour period, the Borough of Matawan shall call upon the second low bidder, third low bidder, etc., in order to properly service the taxpayers of the Borough of Matawan.

SCOPE OF CONTRACT: Plumbing repair, when necessary, shall be performed on any Borough of Matawan buildings and Borough of Matawan public property, including property outside of the Borough of Matawan limits. Work shall include, but is not limited to, providing or repairing Water lines, Water Fountains, Faucets, Hot Water heaters, Valves, Sinks, Pumps, and Toilets.

Work shall begin within the twenty-four (24) hour period following notice by the proper authorities of the Borough of Matawan. Emergency service shall be available 24 hours per day 7 days per week. The contractor will respond to all emergency calls by telephone within one half (1/2) hour of notification and shall have a service person at the job site within an addition one (1) hour thereafter.

RATES

1. Contractor shall bid an hourly rate for normal working hours which shall include all costs; labor, travel, and overhead. The rate applies for the repair service itself and not to the number of Plumbers sent to the job.
2. Contractor shall also provide an overtime rate per hour for overtime hours, weekends, and holidays.
3. Award of contract shall be made to the lowest responsible bidder on a Unit Price Basis (Hourly Rate) for straight time.

PAYMENT

The Borough shall make payment monthly to the contractor for the total number of hours of service rendered at the established hourly rate. Each voucher shall include the date of service, the number of hours, and list of parts with discount necessary for the repair.

CONTRACT TERM

The contract term shall be for one (1) year from the date of execution.

GENERAL CONDITIONS

All work performed shall be guaranteed by the contractor for one (1) year including parts, materials, and labor in addition to any standard factory warranties.

The contract shall be awarded to a New Jersey Licensed Plumbing Contractor.

PUBLIC CONTRACTS

If any one project is in excess of the prevailing wage contract threshold amount for public work, the contractor must comply with such regulations.

**PROPOSAL FORM
PLUMBING SERVICE AND REPAIR BID #2-00**

To: Municipal Clerk, Borough of Matawan

The undersigned, having read the advertisement, instruction to bidders, specifications, and all other papers included in this bid document, will comply with all terms, covenants and agreements set forth therein if awarded the contract.

The undersigned agrees to furnish **PLUMBING REPAIRS** in such amount as required by the Borough of Matawan in accordance with the specifications set forth in this proposal for the following amount:

*Any and all exceptions to these specifications must be noted by checking the space in front of the item number and be fully detailed on an attached sheet. Failure to do so may render this bid and/or any subsequently awarded contract to be null and void.

____ Item 1	Material:	_____
	Contractor cost plus percentage	
____ Item 2	Per hour labor: Plumber	\$ _____
____ Item 3	Overtime:	\$ _____
____ Item 4	Holiday:	\$ _____

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_____ Item 5 Number of years in business _____

Do you have copies of training documents attached? Yes _____ No _____

Trade or Corporate Name _____

Signature: _____ Title _____

Street Address: _____

City, State, Zip Code: _____

Telephone (_____) _____ Fax (_____) _____

Date _____

**APPENDIX "A"
INDEMNITY AND HOLD HARMLESS AGREEMENT**

_____(Contractor, Individual, Group) agrees to indemnify and hold harmless **BOROUGH OF MATAWAN** and its agenda and employees, from and against all claims, damages, losses, and expenses, including reasonable attorney's fees in case it shall be necessary to file an action arising out of performance of the work herein or the use of municipal facilities which is (1) for bodily injury, illness or death, or for property damage, including loss of use and (2) caused in whole or in part by _____ (Contractor, Individual Group) negligent act or omission, or that of a subcontractor, or that of anyone employed by them or for whose acts contractor or subcontractor may be liable.

This indemnification and agreement shall apply in all instances whether **BOROUGH OF MATAWAN** is made a direct party to the initial action or claim or is subsequently made a party to the action by third-party in-pleading or is made a party to a collateral action arising, in whole or in part, from any of the issues emanating from the original cause of action or claim.

Description of Event/Facility/Contract: _____

Date of Event/Contract: _____

By: _____ , _____
(Contractor, Individual, Group) Title

Date Signed: _____

G:\MUNICIPAL CLERK\Bids Ad For Goods And Services Plumbing.Doc

Mayor Buccellato read by title Resolution 12-01-67: Release of Cash Performance Bond - Savanna Clark – Block 29, Lot 42.05. Mayor Buccellato requested a motion. Councilman Urbano made the motion, seconded by Councilwoman Clifton. Mayor Buccellato requested a roll call. A roll call vote was taken.

- Yes: Councilwoman Gould
- Councilman Lopez
- Councilwoman Angelini
- Councilman Urbano
- Councilwoman Clifton
- Councilman Fitzsimmons

Motion passed.

**RESOLUTION 12-01-67
RELEASE OF CASH PERFORMANCE BOND FOR
SAVANNA CLARK
BLOCK 29, LOT 42.05**

WHEREAS, on August 21, 2007, Bill White of Maser Consulting, then Borough Engineer set the Performance Bond for Block 29, Lot 42.05 at Three Thousand, Nine Hundred Eighty-four Dollars and no Cents (\$3,984.00); and

WHEREAS, on October 11, 2007, Savanna Clark posted a Cash Performance Bond in the amount of Three Thousand, Nine Hundred Eighty-four Dollars and no Cents (\$3,984.00) for a subdivision on her property, Block 29, Lot 42.05; and

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WHEREAS, Savanna Clark has requested the release of the cash performance bond posted on October 11, 2007, in the amount of Three Thousand, Nine Hundred Eighty-four Dollars and no Cents (\$3,984.00); and

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Matawan hereby approves the release of the cash performance bond posted by Savanna Clark on October 11, 2007, in the amount of Three Thousand, Nine Hundred Eighty-four Dollars and no Cents (\$3,984.00).

CERTIFICATION FOR RELEASE OF FUNDS

I, Monica Antista, Chief Financial Officer of the Borough of Matawan do hereby certify that as of the date of the Cash Performance Bond Escrow Account for Savanna Clark balance is approximately Three Thousand, Nine Hundred Eighty-four Dollars and no Cents (\$3,984.00).

This certification is based solely on the information encumbered into the financial records of the borough by the appropriate using division as of this date and relies on the completeness of financial records.

Chief Financial Officer

(Signature on File)

Monica Antista, CMFO

Dated: January 17, 2012

Mayor Buccellato read by title Resolution 12-01-68: Release of Escrow Funds - Savanna Clark – Block 29, Lot 42.05. Mayor Buccellato requested a motion. Councilman Urbano made the motion, seconded by Councilwoman Clifton. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Gould
Councilman Lopez
Councilwoman Angelini
Councilman Urbano
Councilwoman Clifton
Councilman Fitzsimmons

Motion passed.

**RESOLUTION 12-01-68
RELEASE OF ESCROW FUNDS
SAVANNA CLARK
BLOCK 29, LOT 42.05**

WHEREAS, Savanna Clark has requested the release of the balance on her escrow account, Block 29, Lot 42.05, Matawan, New Jersey; and

WHEREAS, Savanna Clark posted total escrow in the amount of Six Thousand Five Hundred Twenty-seven Dollars and 50 Cents (\$6,527.50); and

WHEREAS, as certified by the Treasurer/CFO the remaining cash portion balance as of January 17, 2012 is Ninety-four Dollars and Fifty Cents (\$94.50); and

WHEREAS, Robert Keady, Jr., PE, CMC of T&M Associates has recommended the release of the escrow.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan hereby approves the release of the balance on the escrow funds in the amount of Ninety-four Dollars and Fifty Cents (\$94.50), posted by Savanna Clark for Block 29, Lot 42.05, Matawan, New Jersey.

CERTIFICATION FOR RELEASE OF FUNDS

I, Monica Antista, Chief Financial Officer of the Borough of Matawan do hereby certify that as of January 17, 2012, the balance of the Escrow Account for Savanna Clark is approximately Ninety-four Dollars and Fifty Cents (\$94.50).

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This certification is based solely on the information encumbered into the financial records of the borough by the appropriate using division as of this date and relies on the completeness of financial records.

Chief Financial Officer

(Signature on File)

Monica Antista, CMFO

Dated: January 17, 2012

Mayor Buccellato read by title Resolution 12-01-69: Release of Performance Bond – 1070 Route 34 Realty, Inc. – Block 123.01, Lots 16 and 17.01. Mayor Buccellato requested a motion. Councilwoman Clifton made the motion, seconded by Councilman Urbano. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Gould
Councilman Lopez
Councilwoman Angelini
Councilman Urbano
Councilwoman Clifton
Councilman Fitzsimmons

Motion passed.

**RESOLUTION 12-01-69
RELEASE OF PERFORMANCE BOND FOR
1070 ROUTE 34 REALTY, INC.
BLOCK 123.01, LOTS 16 AND 17.01**

WHEREAS, on March 6, 2007, Bill White of Maser Consulting, then Borough Engineer set the Performance Bond for Block 123.01, Lots 16 and 17.01 at Four Hundred Forty-three Thousand, Forty Dollars and no Cents (\$443,040.00); and

WHEREAS, on August 22, 2007, 2007, 1070 Route 34 Realty, Inc., posted a Performance Bond in the amount of Three Hundred Ninety-eight Thousand, Seven Hundred Thirty-six Dollars (\$398,736.00) and a Cash Performance Bond in the amount of Forty-Four Thousand, Three Hundred Four Dollars and no Cents (\$44,304.00); and

WHEREAS, 1070 Route 34 Realty, Inc. has requested the release of the Performance Bond in the amount of Three Hundred Ninety-eight Thousand, Seven Hundred Thirty-six Dollars (\$398,736.00), the Cash Performance Bond in the amount of Forty-Four Thousand, Three Hundred Four Dollars and no Cents (\$44,304.00) and any interest earned on the Cash Performance Bond; and

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Matawan hereby approves the release of the Performance Bond, in the amount of Three Hundred Ninety-eight Thousand, Seven Hundred Thirty-six Dollars (\$398,736.00), a Cash Performance Bond in the amount of Forty-Four Thousand, Three Hundred Four Dollars and no Cents (\$44,304.00), including any interest earned on the Cash Performance Bond, posted by 1070 Route 34 Realty, Inc. on August 22, 2007, pending posting of a two year Maintenance Bond in the amount of Sixty-six Thousand, Four Hundred Fifty-six Dollars (\$66,456.00).

CERTIFICATION FOR RELEASE OF FUNDS

I, Monica Antista, Chief Financial Officer of the Borough of Matawan do hereby certify that as of the date of the Cash Performance Bond Escrow Account for 1070 Route 34 Realty, Inc. is approximately Forty-Five Thousand, Four Hundred Dollars (\$45,350.00).

This certification is based solely on the information encumbered into the financial records of the borough by the appropriate using division as of this date and relies on the completeness of financial records.

Chief Financial Officer

(Signature on File)

**Borough of Matawan
Public Session
January 17, 2012**

*Monica Antista, CMFO
Dated: January 17, 2012*

Mayor Buccellato read by title Resolution 12-01-70: Release of Escrow Funds – 1070 Route 34 Realty, Inc. – Block 123.01, Lots 16 and 17.01. Mayor Buccellato requested a motion. Councilwoman Clifton made the motion, seconded by Councilman Urbano. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Gould
Councilman Lopez
Councilwoman Angelini
Councilman Urbano
Councilwoman Clifton
Councilman Fitzsimmons

Motion passed.

**RESOLUTION 12-01-70
RELEASE OF ESCROW FUNDS
1070 ROUTE 34 REALTY, INC.
BLOCK 123.01, LOTS 16 AND 17.01**

WHEREAS, 1070 Route 34 Realty, Inc. has requested the release of the balance on their escrow account, Block 123.01, Lots 16 and 17.01, also known as 1070 Route 34, Matawan, New Jersey; and

WHEREAS, 1070 Route 34 Realty, Inc. posted total escrow in the amount of Twenty-nine Thousand, Five Hundred Eighty-two Dollars and Seventy-five Cents (\$29,582.75); and

WHEREAS, as certified by the Treasurer/CFO the remaining cash portion balance as of January 17, 2012 is Two Hundred Seventy-seven Dollars and Twenty-six Cents (\$277.26); and

WHEREAS, Robert Keady, Jr., PE, CMC of T&M Associates has recommended the release of the escrow.

***NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Matawan hereby approves the release of the balance on the escrow funds in the amount of Two Hundred Seventy-seven Dollars and Twenty-six Cents (\$277.26), posted by 1070 Route 34 Realty, Inc., for Block 123.01, Lot 16 and 17.01, also known as 1070 Route 34, Matawan, New Jersey.*

CERTIFICATION FOR RELEASE OF FUNDS

I, Monica Antista, Chief Financial Officer of the Borough of Matawan do hereby certify that as of January 17, 2012, the balance of the Escrow Account for 1070 Route 34 Realty, Inc. is approximately Two Hundred Seventy-seven Dollars and Twenty-six Cents (\$277.26).

This certification is based solely on the information encumbered into the financial records of the borough by the appropriate using division as of this date and relies on the completeness of financial records.

Chief Financial Officer

(Signature on File)

*Monica Antista, CMFO
Dated: January 17, 2012*

Mayor Buccellato read by title Resolution 12-01-71: Authorization to Execute 2012 SCAT Agreement. Mayor Buccellato requested a motion. Councilwoman Angelini made the motion, seconded by Councilwoman Clifton. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Gould

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Councilman Lopez
Councilwoman Angelini
Councilman Urbano
Councilwoman Clifton
Councilman Fitzsimmons

Motion passed.

**RESOLUTION 12-01-71
AUTHORIZATION TO EXECUTE 2012 SCAT AGREEMENT**

WHEREAS, the Borough of Matawan has heretofore entered into an agreement with the Monmouth County Board of Chosen Freeholders, specifically the office of Special Citizens Area Transportation (SCAT), to provide certain services to senior citizens and challenged individual among others, residing within the Borough of Matawan; and

WHEREAS, the Mayor and Council of the Borough of Matawan wishes to continue said service.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan that the aforesaid agreement be extended upon its same terms for calendar year 2011 as if the same had been set forth at length herein.

CERTIFICATION AS TO AVAILABLE FUNDING

I, Monica Antista, Chief Financial Officer of the Borough of Matawan do hereby certify that as of the date of this certification funds are available from the 2-01-28-370-200 Budget of the Borough of Matawan to Monmouth County for the 2011 Foodshopping Agreement (SCAT) for the Borough of Matawan in an amount not to exceed \$3,600.00.

This certification is based solely on the information encumbered into the financial records of the borough by the appropriate using division as of this date and relies on the completeness of financial records.

Chief Financial Officer

(Signature on File)

Monica Antista, CMFO

Dated: January 17, 2012

Mayor Buccellato read by title Resolution 12-01-72: Authorizing the Execution of a Shared Services Agreement for Animal Control and Impound Services with the Borough of Helmetta. Mayor Buccellato requested a motion. Councilwoman Clifton made the motion, seconded by Councilwoman Angelini. As Councilwoman Gould requested clarification of Helmetta policies of trap and release and euthanize policies, Councilwoman Angelini made a motion to hold Resolution 12-01-72, seconded by Councilwoman Clifton. Council agreed. Motion passed. Mayor Buccellato requested Ms. Bascom to clarify.

Mayor Buccellato read by title Resolution 12-01-73: State Health Benefits Program – School Employees’ Health Benefits Program. Mayor Buccellato requested a motion. Councilman Urbano made the motion, seconded by Councilwoman Angelini. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Gould
Councilman Lopez
Councilwoman Angelini
Councilman Urbano
Councilwoman Clifton
Councilman Fitzsimmons

Motion passed.

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WHEREAS, N.J.S.A. 40A:4-59 provides for the transfers within certain appropriations within the Municipal Budget during the first three months of the following year: and

WHEREAS, there are unexpended balances in certain 2011 appropriation reserve accounts; and

WHEREAS, additional funds are required in certain other 2011 appropriation reserve accounts.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan that the following transfers are authorized from and to the following accounts:

<i>Transfer From</i>	<i>Amount of Transfer</i>	<i>Transfer To</i>	<i>Amount of Transfer</i>
<i>Account Number</i>	<i>of Transfer</i>	<i>Account Number</i>	<i>of Transfer</i>
<i>1-01-26-305-200 Garbage Other Expenses</i>	<i>\$16,300.00</i>	<i>1-01-25-240-100 Police Salary & Wages</i>	<i>\$16,300.00</i>
<i>1-01-26-310-200 Public Buildings Other Expenses</i>	<i>\$1,650.00</i>	<i>1-01-26-310-100 Public Buildings Salary & Wages</i>	<i>\$1,650.00</i>
<i>1-01-25-240-200 Police Other Expenses</i>	<i>\$5,000.00</i>	<i>1-01-25-240-100 Police Salary & Wages</i>	<i>\$5,000.00</i>
<i>1-01-31-435-200 Street Lighting Other Expenses</i>	<i>\$5,000.00</i>	<i>1-01-31-430-200 Utilities Other Expenses</i>	<i>\$5,000.00</i>

BE IT FURTHER RESOLVED that a certified copy of this resolution be provided to the chief officer of the Borough of Matawan for the permanent records.

Mayor Buccellato read by title Resolution 12-01-75: Emergency Temporary Appropriation. Mayor Buccellato requested a motion. Councilman Fitzsimmons made the motion, seconded by Councilwoman Angelini. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Gould
Councilman Lopez
Councilwoman Angelini
Councilman Urbano
Councilwoman Clifton
Councilman Fitzsimmons

Motion passed.

**RESOLUTION 12-01-75
EMERGENCY TEMPORARY APPROPRIATION**

WHEREAS, emergent conditions have arisen with respect to the payment of bills in a number of accounts and no adequate provision has been made in a 2012 temporary budget for the aforesaid purposes; and

WHEREAS, NJSA 40A:4-20 provides for the creation of an emergency temporary appropriation for the purposes above mentioned; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2012 pursuant to the provisions of Chapter 96, PL 1951 (NJSA 40A:4-20) including this resolution total \$3,732,147.45.

NOW, THEREFORE, BE IT RESOLVED (not less than two thirds of all member of the Council of the Borough of Matawan, New Jersey affirmatively concurring) that in accordance with the provisions of NJSA 40A:4-20:

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1. An emergency temporary appropriation be and the same is hereby made for the purposes stipulated in the attached list.
2. That said emergency temporary appropriations will be provided for in the 2011 budget under the appropriate titles.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

BE IT FURTHER RESOLVED, that the amount required by Statue for the payment of 2012 County, and Local School District Taxes, which are not included in this temporary budget, shall be paid as and when due.

2012 Temporary Budget for January 17, 2012 Meeting

	Salary & Wages	Other Expenses
Muni Clerk		\$2,000.00
Insurance-Liability		\$943.00
Insurance-Workers Comp		\$654.00
 Subtotal		 \$3,597.00
Total Temporary Emergency Appropriations		\$3,597.00
 Water Sewer Utility		
Interest On Notes		\$2,100.00
Subtotal		\$2,100.00
Total Water Sewer Utility Temporary Emergency Appropriations		\$2,100.00

Mayor Buccellato read by title Resolution 12-01-76: Payment of Bills. Mayor Buccellato requested a motion. Councilman Fitzsimmons made the motion, seconded by Councilwoman Clifton. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Gould
Councilman Lopez
Councilwoman Angelini
Councilman Urbano
Councilwoman Clifton
Councilman Fitzsimmons

Motion passed.

**RESOLUTION 12-01-76
PAYMENT OF BILLS**

BE IT RESOLVED by the Mayor and Council of the Borough of Matawan, New Jersey. That the following numbered vouchers be paid to the persons therein respectively and hereinafter named, for the amounts set opposite their respective names, and endorsed and approved on said vouchers and that warrants be issued therefore, directed to the Borough Collector signed by the Mayor and attested by the Borough Clerk as required by law.

Current	\$2,282,371.95
Water & Sewer	\$760,308.88
Borough Capital	\$224,411.02
Water Capital	\$2,355.53
Grant	\$857.00
Borough Trust	\$13,558.02
Developers Escrow Account	\$195.00
Dog Tax Trust	\$43.80
Railroad Parking Trust	\$11,501.00
 Total	 \$3,295,602.20

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Mayor Buccellato informed on January 23, 2012 the Matawan-Aberdeen Board of Education will hold a meeting at the Cliffwood School with discussion to include moving the April school election to November as well as the school budget presentation.

Privilege of the Floor

Mayor Buccellato opened the Privilege of the Floor.

Jeremiah E. Hourihan, 13 Edgewater Drive, Matawan. Mr. Hourihan urged the Mayor and Council to move forward to resolve ongoing projects. In addition, he cited published grants asking the Council to pursue and possibly hire a grant writer. Mayor Buccellato reminded residents of Councilwoman Gould and her volunteer grant writing committee.

Mayor Buccellato closed the Privilege of the Floor

Mayor Buccellato requested a motion to return to executive session stating no formal action will be taken during said session. Councilman Urbano made the motion, seconded by Councilman Lopez. Council agreed. Motion passed. Council convened into executive session at 8:00 PM.

Adjournment

Mayor Buccellato requested a motion to adjourn. Councilman Urbano made the motion, seconded by Councilman Lopez. Council agreed. Motion passed.

Meeting adjourned at 8:45 PM.

Jean B. Montfort, RMC
Municipal Clerk