

**Borough of Matawan
Workshop Session
December 2, 2014**

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 December 2, 2014. The meeting was called to order at 7:00 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 *Asbury Park Press* on January 17, 2014, by sending notice to *The Independent*, and by posting. Mayor Buccellato requested a roll call.

On roll call the following members responded present:

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

Karen Wynne, the Borough Clerk, was absent with Acting Deputy Clerk, Louis C. Ferrara, serving in her absence.

Also present were Louis C. Ferrara, Borough Administrator, Pasquale Menna, Esq., Borough Attorney and Robert Keady, Borough Engineer.

Mayor Buccellato asked everyone to stand for a moment of silence.

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.

Workshop Items

Discussion of 2014 Master Plan Re-Examination

Mayor Buccellato requested comments on the Report previously distributed by the. There were no comments.

Mayor Buccellato informed the Report was put together by four very-well qualified members of the Borough of Matawan's Unified Planning/Zoning Board of Adjustments who met with the planners on several occasions. This is the first step to the Master Plan preparation and adoption by the Board, and then by this Governing Body. A meeting will be scheduled within the next two weeks. The Report presents multiple ideas and may schedule a meeting in January for public comment.

Mayor Buccellato then requested a motion to accept Resolution 14-12-05: Approval of 2014 Master Plan Re-Examination Report as Submitted by the Borough of Matawan Unified Planning/Zoning Board of Adjustment. Councilwoman Gould made the motion, seconded by Councilman Urbano. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Urbano
Councilwoman Gould
Councilman Fitzsimmons
Councilwoman Clifton
Councilwoman Daly
Abstain: Councilwoman Angelini

Motion passed.

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RESOLUTION 14-12-05

**ACCEPTING THE MASTER PLAN REEXAMINATION REPORT DATED NOVEMBER 3, 2014 ADOPTED
BY THE MATAWAN UNIFIED PLANNING / ZONING BOARD OF ADJUSTMENTS**

WHEREAS, the “Municipal Land Use Law”, N.J.S.A. 40:55D-1 et seq., requires that the Borough governing body shall, not less than once every ten (10) years, direct the Planning Board (“Board”) to reexamine and review the Borough’s Master Plan and development regulations, and to thereupon prepare and adopt by resolution a report on the findings of such reexamination; and

WHEREAS, pursuant to the direction of the Board, Richard S. Cramer, PP, AICP, and Stan C. Slachetka, PP, AICP, both with T and M Associates, the Board’s Professional Planners, undertook a general review and reexamination of the Borough’s Master Plan and development regulations, in conjunction with a Subcommittee of the Board designated for such task, and thereupon prepared and submitted to the Board for review and consideration, the Master Plan Reexamination Report dated October 2014 (“Reexamination Report”); and

WHEREAS, the Borough of Matawan Unified Planning / Zoning Board of Adjustments finds and determines that the findings, conclusions, and recommendations set forth in the Reexamination Report are reasonable and appropriate, and the Board hereby adopted said Reexamination Report as required by law at its meeting of December 1, 2014.

NOW, THEREFORE, BE IT RESOLVED by Council that it adopts the Resolution of the Matawan Unified Planning/Zoning Board of Adjustments that the reexamination report prepared by Richard S. Cramer, P.E., Borough Planning Consultant, dated November 3, 2014.

Old Business

Mayor Buccellato read by title Ordinance 14-14: An Ordinance to Fix and Determine the Salaries and Wages of Officers, Management, Supervisory Personnel and General Employees Not Represented by an Organized Bargaining Unit and Employed by the Borough of Matawan, Monmouth County, NJ. Mayor Buccellato requested a motion to open the public hearing. Councilwoman Clifton made the motion, seconded by Councilwoman Gould. Council agreed. Motion passed. Mayor Buccellato requested comments. There were no comments. Mayor Buccellato requested a motion to close the public hearing. Councilwoman Clifton made the motion, seconded by Councilwoman Angelini. Council agreed. Motion passed. Mayor Buccellato read by title on third and final reading Ordinance 14-14: An Ordinance to Fix and Determine the Salaries and Wages of Officers, Management, Supervisory Personnel and General Employees Not Represented by an Organized Bargaining Unit and Employed by the Borough of Matawan, Monmouth County, NJ, requesting a motion to adopt. Councilwoman Angelini made the motion, seconded by Councilwoman Clifton. Mayor Buccellato requested a roll call. A roll call vote was taken.

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

Motion passed.

ORDINANCE 14-14

**AN ORDINANCE TO FIX AND DETERMINE THE SALARIES AND WAGES
OF OFFICERS, MANAGEMENT, SUPERVISORY PERSONNEL AND
GENERAL EMPLOYEES NOT REPRESENTED BY AN ORGANIZED
BARGAINING UNIT AND EMPLOYED BY THE
BOROUGH OF MATAWAN, MONMOUTH COUNTY, NJ**

Be it ordained by the Mayor and Council of the Borough of Matawan, in the County of Monmouth, NJ as follows;

Section 1. The annual salaries or compensations of the officers, management, supervisory personnel and general employees of the Borough of Matawan not covered by any organized bargaining unit, effective January 1, 2014, shall be as follows;

<u>DEPARTMENT/TITLE</u>	<u>STATUS</u>	<u>PAYMENT CATEGORY</u>	<u>RANGE FROM</u>	<u>TO</u>
<u>Administration and Executive</u>				
Mayor	Elected	Annual	\$4,000.00	\$6,000.00
Council	Elected	Annual	\$3,000.00	\$5,000.00
Administrator Assistant	Full Time	Annual	\$25,000.00	\$50,000.00
Business Administrator	Full Time	Annual	\$48,000.00	\$150,000.00
Borough Clerk	Full Time	Annual	\$35,000.00	\$60,000.00
Deputy Borough Clerk	Full Time	Annual	\$25,000.00	\$40,000.00

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Part Time Hourly Employee Clerical	Part Time	Hourly	\$15.00	\$25.00
Borough Attorney	Part Time	Annual	\$25,000.00	\$50,000.00
Elections Clerk	Full Time	Annual	\$1,000.00	\$4,000.00
Deputy Elections Clerk	Part Time	Annual	\$200.00	\$600.00
Downtown Redevelopment Coordinator	Part Time	Annual	\$10,000.00	\$20,000.00
Systems Coordinator	Part Time	Annual	\$4,000.00	\$10,000.00
Clerical-Starting Salary All Departments	Full-Time	Annual	\$25,000.00	27,500.00
Registrar	Part-Time	Annual	\$3,000.00	\$5,000.00
Deputy Registrar	Part-Time	Annual	\$1,000.00	\$2,000.00

Construction, Inspections & Property Maintenance Offices

Construction Official/ Zoning Officer/Bldg Insp.	Part Time	Annual	\$30,000.00	\$48,000.00
Construction Official/Zoning Officer/Bldg Insp.	Full Time	Annual	\$50,000.00	\$75,000.00
Bldg Sub-Code Official or Building Inspector	Part Time	Hourly	\$28.00	\$50.00
Plumbing Sub-Code Official	Part Time	Annual	\$5,000.00	\$10,000.00
Plumbing Inspector	Part Time	Annual	\$5,000.00	\$10,000.00
Plumbing Sub-Code Official or Plumbing Insp.	Part Time	Hourly	\$28.00	\$50.00
Electrical Sub-Code Official	Part Time	Annual	\$5,000.00	\$10,000.00
Electrical Inspector	Part Time	Annual	\$5,000.00	\$10,000.00
Electrical Sub-Code Official or Electrical Insp.	Part Time	Hourly	\$28.00	\$50.00
Fire Sub-Code Official	Part Time	Annual	\$5,000.00	\$10,000.00
Fire Inspector	Part Time	Annual	\$5,000.00	\$10,000.00
Fire Sub-Code Official or Fire Inspector	Part Time	Hourly	\$28.00	\$50.00
Technical Assistant	Full Time	Annual	\$25,000.00	\$60,000.00
Clerk/Typist Construction/Zoning/Fire Prev.	Full Time	Annual	\$25,000.00	\$40,000.00
Property Maintenance Officer	Part Time	Annual	\$8,000.00	\$15,000.00
Assistant Property Maintenance Officer	Part Time	Annual	\$6,000.00	\$10,000.00
Assistant Property Maintenance Officer	Part Time	Hourly	\$28.00	\$50.00

Fire Prevention Bureau

Fire Prevention Officer/Inspector	Part-Time	Annual	\$10,000.00	\$40,000.00
Fire Prevention Inspector	Part-Time	Annual	\$6,000.00	\$10,000.00

Finance/Tax Offices

CFO/Treasurer	Full Time	Annual	\$60,000.00	\$90,000.00
CFO	Part Time	Hourly	\$50.00	\$100.00
Tax Assessor	Part Time	Annual	\$10,000.00	\$28,000.00
Revenue Collector/Assessing Clerk	Full Time	Annual	\$25,000.00	\$40,000.00
Tax Collector	Full Time	Annual	\$35,000.00	\$50,000.00
Tax Collector	Part Time	Hourly	\$35.00	\$55.00
Deputy Tax Collector	Full Time	Annual	\$25,000.00	\$45,000.00
Supervisor/Payroll, Personnel & Accounting Services	Full Time	Annual	\$35,000.00	\$65,000.00
Bookkeeper	Part-time	Hourly	\$15.00	\$30.00

Municipal Court

Court Administrator	Full Time	Annual	\$35,000.00	\$60,000.00
Deputy Court Administrator	Full Time	Annual	\$25,000.00	\$35,000.00
Deputy Court Administrator	Part Time	Hourly	\$15.00	\$30.00
Magistrate	Full Time	Annual	\$12,000.00	\$35,000.00
Prosecutor	Part Time	Annual	\$8,000.00	\$25,000.00
Public Defender	Part Time	Annual	\$4,000.00	\$20,000.00

<u>DEPARTMENT/TITLE</u>	<u>STATUS</u>	<u>PAYMENT CATEGORY</u>	<u>RANGE FROM</u>	<u>TO</u>
<u>Public Safety</u>				
Chief of Police	Full Time	Annual	\$79,000.00	\$150,000.00
Lieutenant of Police	Full Time	Annual	\$69,000.00	\$130,000.00
Police Matron	Part Time	Hourly	\$15.00	\$25.00
School Crossing Guard (based on 10 Months)	Part Time	Annual	\$7,500.00	\$12,000.00
School Crossing Guard	Part Time	Per Post	\$15.00	\$30.00
Substitute School Crossing Guard	Part Time	Per Post	\$23.00	\$30.00
Police Secretary	Full Time	Annual	\$25,000.00	\$45,000.00
Police Records Clerk	Full Time	Annual	\$25,000.00	\$50,000.00
Class Two Specials	Part-Time	Hourly	\$15.00	\$30.00
Class One Specials	Part-Time	Hourly	\$15.00	\$30.00
Emergency Management Coordinator	Part Time	Annual	\$500.00	\$4,500.00
Emergency Management 1st Deputy Coordinator	Part Time	Annual	\$500.00	\$2,000.00
Emergency Management 2nd Deputy Coordinator	Part Time	Annual	\$500.00	\$2,000.00
Emergency Management Secretary	Part Time	Annual	\$200.00	\$1,000.00
Railroad Parking Enforcement Officer	Part Time	Hourly	\$15.00	\$25.00
OEM CERT Coordinator	Part Time	Hourly	\$500.00	\$800.00
<u>Public Works</u>				
Superintendent of Public Works	Full Time	Annual	\$60,000.00	\$120,000.00
Recycling Coordinator	Part Time	Annual	\$2,000.00	\$7,000.00
<u>Recreation</u>				
Summer Program Director	Part Time	Annual	\$1,700.00	\$6,000.00
Assistant Summer Program Director	Part Time	Annual	\$1,260.00	\$4,500.00
Canoe Renter-1 st Year	Seasonal/PT	Hourly	\$8.00	\$20.00

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Canoe Renter-2nd Year	Seasonal/PT	Hourly	\$8.50	\$20.00
Director	Part Time	Annual	\$10,000.00	\$20,000.00
Apprentice Summer Counselors	Seasonal/PT	Hourly	\$7.15	\$10.00
Junior Summer Counselors	Seasonal/PT	Hourly	\$7.65	\$12.00
Senior Summer Counselors	Seasonal/PT	Hourly	\$8.15	\$14.00

Sewer

Licensed Waste Water Personnel	Part Time	Annual	\$1,000.00	\$4,000.00
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Water

Licensed Water Plant Operator	Full Time	Annual	\$50,000.00	\$120,000.00
N-1 Licensed Water Personnel	Full Time	Annual	\$1,000.00	\$3,500.00
Water/Sewer Clerk	Part Time	Hourly	\$15.00	\$22.00

Boards

Board, Commission and Agency Secretary	Part Time	Per Meeting	\$100.00	\$250.00
Planning/ Zoning Board Attorney	Part Time	Annual	\$5,000.00	\$15,000.00

Section 2. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance shall be and the same are hereby repealed.

Section 3. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision clause or provision so adjudged and the remainder of the ordinance shall be deemed valid and effective.

Section 4. This ordinance shall take effect upon final passage and publication as provided by law.

New Business

Mayor Buccellato read by title Resolution 14-12-02: Authorizing the Suspension of its Agreement With the Borough of Helmetta for Animal Control Services. Mayor Buccellato requested a motion. Councilwoman Gould made the motion, seconded by Councilwoman Clifton. Mayor Buccellato requested a roll call vote. A roll call vote was taken.

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

Motion passed.

***RESOLUTION 14-12-02
AUTHORIZING THE SUSPENSION OF ITS AGREEMENT
WITH THE BOROUGH OF HELMETTA
FOR ANIMAL CONTROL SERVICES***

WHEREAS, the Borough of Matawan has contracted with the Borough of Helmetta for animal control services; and,

WHEREAS, the Borough of Helmetta has failed in the maintenance of the basic standards for the administration of the contract and the care of the animals under its care according to the established protocols both under the Agreement and under applicable standards set forth in State and Administrative regulations that resulted in intervention by appropriate animal care agencies to protect animals under the care of the Borough of Helmetta; and,

WHEREAS, the failure of the Borough of Helmetta to properly supervise and administer the shelter and the contract was an anticipatory breach of the agreement which Helmetta had with the Borough of Matawan.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Matawan does hereby suspend its agreement with the Borough of Helmetta effective December 1, 2014; and further directs that a copy of the within Resolution be forwarded to the Clerk of the Borough of Helmetta and the CFO of the Borough of Matawan.

Mayor Buccellato read by title Resolution 14-12-03: Resolution Authorizing an Emergency Temporary Animal Control Agreement With the Borough of Matawan and the Borough of Red Bank, New Jersey. Councilwoman Gould questioned the term of this Agreement. Mayor

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Buccellato replied at least through the month of December and can be extended on a month-to-month basis. Mayor Buccellato requested a motion. Councilman Urbano made the motion, seconded by Councilwoman Angelini. Mayor Buccellato requested a roll call vote. A roll call vote was taken.

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

Motion passed.

RESOLUTION 14-12-03

**RESOLUTION AUTHORIZING AN EMERGENCY TEMPORARY ANIMAL CONTROL AGREEMENT WITH
THE BOROUGH OF MATAWAN AND THE BOROUGH OF RED BANK NEW JERSEY**

WHEREAS, the Borough of Matawan has terminated its agreement with the Borough of Helmetta effective December 1 2014, and is in need of Animal Control Services; and

WHEREAS, the Mayor and Council of the Borough of Matawan is desirous of this service for the residents of the Borough of Matawan, and the Borough of Red Bank has established an effective department dealing with these matters.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Matawan does hereby agree to use the emergency temporary services of the Borough of Red Bank Animal Control Services.

BE IT FURTHER RESOLVED, the Council of the Borough of Matawan resolves that these services will continue for the balance of 2014 at which time the Borough will advertise for full time services.

Mayor Buccellato read by title Resolution 14-12-04: Amending Resolution 14-05-30 for Professional Services Contract to Triad Associates for Grant Consultant Services. Mayor Buccellato requested a motion. Councilwoman Angelini made the motion, seconded by Councilwoman Clifton. Mayor Buccellato requested a roll call vote. A roll call vote was taken.

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

Motion passed.

RESOLUTION 14-12-04

**AMENDING RESOLUTION 14-05-30 FOR PROFESSIONAL SERVICES CONTRACT TO TRIAD
ASSOCIATES FOR GRANT CONSULTANT SERVICES**

WHEREAS, the Borough of Matawan desires professional consultant services to render proper grant writing; and

WHEREAS, the firm of Triad Associates has submitted qualifications as part of a "Fair and Open Process" pursuant to the provisions of NJSA 40:44A-20.5 et seq.; and

WHEREAS, NJSA 19:44A-20.5 et seq. allows a municipality through a "Fair and Open Process" to seek and solicit qualifications by advertising for such qualifications and appointing the firm based on said contractor's qualifications and merit; and

WHEREAS, Louis C. Ferrara, Borough Administrator, has reviewed, approved and recommended the proposal of Triad Associates and the work submitted by Triad.

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NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan accepts the Borough Administrator's attached recommendation and hereby approves the award to Triad Associates, 1301 W. Forest Grove Road, Vineland, New Jersey 08360 as Borough Municipal Grant Consultant for the Borough of Matawan for the year 2014, said term to expire December 31, 2014 in an amount not to exceed Twelve Thousand Dollars and No Cents (\$12,000.00) and authorizes the Mayor to execute any necessary documentation.

BE IT FURTHER RESOLVED that a true certified copy of this Resolution shall be forwarded to the following Borough of Matawan Departments: Administration, Finance, Clerk as well as Triad Associates.

Mayor Buccellato read by title Resolution 14-12-06: Authorizing Administrator to Enter into Agreement with A&A Iron and Metals. Mayor Buccellato requested a motion. Councilman Urbano made the motion, seconded by Councilwoman Angelini. Mayor Buccellato requested a roll call vote. A roll call vote was taken.

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

Motion passed.

**RESOLUTION 14-12-06
AUTHORIZING ADMINISTRATOR TO ENTER
INTO AGREEMENT WITH A&A IRON AND METALS**

WHEREAS, the Matawan Borough of Matawan is in need of Scrap Metal Recycling Services; and

WHEREAS, A&A provides pick up of scrap metals services; and

WHEREAS, the governing body of the Borough of Matawan has been given an overview of the services provided.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan that they hereby approve the Administrator entering into an agreement to pick-up scrap metals dropped off at the Borough Public Works site, and will pick up scrap vehicles at our request.

Mayor Buccellato read by title Resolution 14-12-07: A Resolution Authorizing the Transfer of Funds From Current and Utility Accounts in the 2014 Budget. Mayor Buccellato requested a motion. Councilman Fitzsimmons made the motion, seconded by Councilman Angelini. Mayor Buccellato requested a roll call vote. A roll call vote was taken.

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

Motion passed.

**RESOLUTION 14-12-07
A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM CURRENT AND UTILITY
ACCOUNTS IN THE 2014 BUDGET**

WHEREAS, N.J.S.A. 40A4-58 provides for the transfers within certain appropriations within the Municipal Budget during the last two months of the fiscal year: and

WHEREAS, the Chief Financial Officer has advised the Mayor and Council of the Borough of Matawan that the need for certain transfers within the 2014 Municipal Budget exists; and

WHEREAS, it is recommended that these budget transfers be made;

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***NOW, THEREFORE BE IT RESOLVED** that the following budget transfers be made in the 2014 Municipal Budget:*

<i>Transfer From</i>	<i>Amount of Transfer</i>	<i>Transfer To</i>	<i>Amount of Transfer</i>
<i>Account Number</i>		<i>Account Number</i>	
<i>4-01-20-165-200 Engineering Other Expenses</i>	<i>\$ 5,000.00</i>	<i>4-01-20-170-200 Downtown Redevelopment Other Expenses</i>	<i>\$ 5,000.00</i>
<i>4-01-26-310-200 Public Buildings Other Expenses</i>	<i>\$ 2,000.00</i>	<i>4-01-26-310-100 Public Buildings Salary & Wages</i>	<i>\$ 2,000.00</i>
<i>4-01-26-265-100 Fire Prevention Salary & Wages</i>	<i>\$ 1,500.00</i>	<i>4-01-22-195-100 Construction Salary & Wages</i>	<i>\$ 1,500.00</i>
<i>4-01-26-300-200 Shade Tree Other Expenses</i>	<i>\$ 2,000.00</i>	<i>4-01-26-290-200 Streets & Roads Other Expenses</i>	<i>\$ 2,000.00</i>
<i>4-09-55-500-100 Water/Sewer Salary & Wages</i>	<i>\$ 23,000.00</i>	<i>4-09-55-508-200 Bulk Acquisition of Water Other Expenses</i>	<i>\$ 23,000.00</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 14-12-08: Payment of Bills. Mayor Buccellato requested a motion. Councilman Urbano made the motion, seconded by Councilwoman Angelini. Mayor Buccellato requested a roll call vote. A roll call vote was taken.

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

Motion passed.

**RESOLUTION 14-12-08
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.*

<i>Current</i>	<i>\$1,439,508.60</i>
<i>Water & Sewer</i>	<i>\$103,021.90</i>
<i>Borough Capital</i>	<i>\$2,775.84</i>
<i>Borough Trust</i>	<i>\$1,912.77</i>
<i>Developers Escrow Account</i>	<i>\$70.00</i>
<i>Railroad Parking Trust</i>	<i>\$17.00</i>
<i>Recreation Trust</i>	<i>\$175.00</i>
<i>Total</i>	<i>\$1,547,481.11</i>

Mayor Buccellato read by title Ordinance 14-15: Amending and Supplementing Chapter II – Administration, Section 2-15 Fire Department of the Revised General Ordinances of the

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Borough of Matawan, County of Monmouth, State of New Jersey. Mayor Buccellato requested a motion to introduce. Councilman Urbano made the motion, seconded by Councilwoman Angelini. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Angelini
Councilman Urbano
Councilwoman Daly
Councilwoman Clifton
Councilman Caldon
Councilwoman Gould

Motion passed.

**ORDINANCE 14-15
AMENDING AND SUPPLEMENTING CHAPTER II – ADMINISTRATION,
SECTION 2-15 FIRE DEPARTMENT OF THE
REVISED GENERAL ORDINANCES OF THE BOROUGH OF MATAWAN,
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

Chapter II Administration

2-15 FIRE DEPARTMENT

2-15.1 Membership in Recognized Fire Companies

The volunteer Fire Department shall consist of engine, hook and ladder, hose and pumper companies, fire police and shall consist of the companies recognized and accepted by the Mayor and Borough Council as follows:

*Washington Engine Company, No. 1.
Hook and Ladder Company, No. 1.
M.E. Haley Hose Company, No. 1.
Freneau Volunteer Fire Company, No. 1.
Midway Hose Company, No. 2.
Fire Police.
(1971 Code § 15-1.1)*

2-15.2 Composition of Each Company

Each company shall consist of not less than ten (10) and not more than twenty-five (25) active members with a minimum age of eighteen (18) years at the time of their election to membership. Each Fire Company may also have up to ten (10) active reserve members. These reservists must come from the active list and will be entitled to be placed on the reserve list at the request of the active members of the Fire Company. The power to remove a Firefighter from active duty because of physical impairment or disability is vested in the Board of Fire Officers. The number of members of each additional Fire Company shall be specified by the Borough Council at the time of acceptance. (1971 Code § 15-1.2)

2-15.3 Qualifications

Each proposed member at the time of his election shall be a legal resident of the United States and shall be a resident of the Borough of Matawan or an adjacent municipality for a period of six (6) months prior to his election. The Fire Department Physician, licensed in the state of New Jersey, will certify that the applicant is certified and physically fit to become a Firefighter. The certificate shall include the results of a chest x-ray. Additionally, the application of each proposed member shall be screened by the Police Department. Each Fire Company shall have the right to accept into membership, nonresidents who reside within a reasonable distance, not exceeding one (1) mile from the boundaries of the Borough of Matawan. The application of a nonresident shall be reviewed and approved by the Board of Fire Officers of the Borough of Matawan prior to the Matawan Police Department screening. In no event shall out-of-town membership exceed twenty-five (25%) percent of the active membership of any company. There shall be no Member-at-Large in the Matawan Borough Fire Department. All applicants must first be a member of a company specified in 2-15.1 before applying for membership in the Matawan Borough Fire Department. The exception to all of the above will be Junior Firefighters who will be required to provide a School Physical or a note from their personal physician, licensed in the state of New Jersey, stating that the junior applicant is certified and physically fit to become a junior firefighter.

Members of the MBFD are considered employees of the Borough during activities on behalf or representing the MBFD, either when call is received or during official sanctioned activities and therefore are subject to governance in the Personnel Policies and Procedures Manual of the Borough of Matawan. Every employee or proposed employee of a recognized Fire Company or of the Fire Department or Fire Police who shall operate municipally-owned vehicles and/or municipally-owned equipment which is on wheels and powered by a compulsion

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system other than manpower shall have a valid New Jersey Driver's license and shall authorize the Matawan Borough Police Department to periodically confirm through the Motor Vehicle Commission that the license is not suspended or revoked. No employee of the Borough of Matawan shall operate a municipally owned vehicle or equipment with wheel powered by compulsion other than man power unless he holds a valid New Jersey Driver's license. Fire Department members who operate water borne vessels shall be trained and hold an approved boaters training certificate. (1971 Code § 15-1.3; Ord. No. 95-04 § 1)

2-15.4 Disclosure of Information Required for Applicants for Membership in the Volunteer Fire Department

a. *This subsection is enacted pursuant to N.J.S.A. 40:42-1 et seq., The Home Rule Act.*

b. *Membership in a Volunteer Fire Department means any membership in a Volunteer Fire Department organized pursuant to Title 15 and Title 15A of the New Jersey Statutes. Membership in a Volunteer Fire Department or similar organization constituted in a Fire District pursuant to N.J.S.A. 40A:14-70.1, membership in any Junior Firefighters' Auxiliary established pursuant to N.J.S.A. 40A:14-95, or non-paid membership in a partial paid Fire Department or force established pursuant to Chapter 14 of Title 40A of the New Jersey Statutes.*

c. *Any person desiring membership in a Volunteer Fire Department shall complete in duplicate and submit to the Volunteer Fire Department an application, the form of which may be determined by the Volunteer Fire Department and approved by the Board of Fire Officers, but which shall contain the following information regarding the applicant:*

1. *Full name, including any maiden or other name by which the individual may have in the past been known;*
2. *Home address, including all previous addresses within the last three (3) years;*
3. *Date of birth;*
4. *Social security number;*
5. *Driver's license number, and a statement of driving record within the last three (3) years;*
6. *A conviction for crimes or disorderly persons offenses in New Jersey or in any other State, including the State of such conviction, the date of conviction, nature of the offense, and the sentence imposed;*
7. *Any pending violation for crimes or disorderly persons offenses; and*
8. *Such other information as the Volunteer Fire Department shall require, provided none of such information shall be prohibited by law.*

d. *Upon the filing of an application to the Volunteer Fire Department, the applicant will have fingerprints taken by an external service provider. The provider will submit the applicant's fingerprints to the Division of State Police and/or State Bureau of Identification who shall conduct an investigation so as to ascertain the truth of the statements of the application, including but not limited to the applicant's criminal record and the applicant's driving record. If as a result of the investigation the applicant is found to have been convicted of a violation enumerated in N.J.S.A. 15:8-1.1, or a disorderly persons offense, or is otherwise found to have made false statements on the application, or any other information is found which would indicate that the applicant may be a threat to the health, safety and welfare of the community, the Volunteer Fire Department shall determine if the applicant will be a member of the Department.*

e. *Reserved.*

f. *This subsection is intended to make the Volunteer Fire Department an Authorized Agency as defined by N.J.A.C. 13:59-1.1.*

g. *Reserved.*

(Ord. No. 00-04 §§ 1-7; Ord. No. 11-06)

2-15.5 Acceptance by Mayor and Council

The names of all proposed members elected to active membership in the individual Companies shall be presented to the Borough Council in application form signed by a Chief of the Fire Department, Borough Clerk and Secretary to the Board of Fire Officers for confirmation. Upon the applicant's acceptance by the Council, all members will be subject to a 1 year probation during which they must begin to attend Firefighter I course(s) at any accredited Fire Academy. This course must be completed with a passing grade in order to leave the status of Probationary Firefighter in the Borough Fire Department. Leaving the status of probationary firefighter shall be the latter of either one year from the date of acceptance to membership or passing Firefighter I course. (1971 Code § 15-1.4)

Pursuant to N.J.S.A. 40A: 14-98 ; the MBFD can accept application from individuals 16 and 17 years of age for service to the MBFD following the Junior Firefighter Auxiliary By-Law Supplement. While a Junior Firefighter the 1 year probation is waved until the members becomes 18 years of age, after which, they will be required to re-apply and meet the fore mentioned requirements.

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2-15.6 Membership Certificate

The Borough Clerk shall keep an accurate muster roll of the active members of the Department and shall issue upon confirmation a certificate of membership in the Volunteer Fire Department to each member elected and confirmed. This list, together with the insurance list, shall be reviewed and certified to its accuracy by the individual fire companies and the Board of Fire Officers by January 15 for each preceeding year. Failure to certify can be cause for the Borough to drop those individuals from the rolls for both membership and insurance. (1971 Code § 15-1.5)

2-15.7 Resignations, Transfers and Deaths

All resignations, expulsions, transfers or deaths of active members from the Department shall be promptly reported to the Secretary of the Board of Fire Officers and to the Borough Clerk. (1971 Code § 15-1.6)

2-15.8 Active Duty

All active members in the Department shall be required to perform not less than fifty (50%) percent active duty at all alarms of fire and drills called per year. Upon failure to do so for two (2) consecutive years, their names shall be removed from the active list. The individual companies shall be responsible for the maintenance of the active service records and shall annually file same with the Secretary of the Borough Fire Department no later than January 15th of every year for the service activity of the preceding year. (1971 Code § 15-1.7; New)

2-15.9 Active Reserve

- a. The active reserve shall consist of no more than ten (10) members per Fire Company.*
- b. An active reserve member is one who has reached the age of fifty (50) and has served the Borough for seven (7) years at fifty (50%) percent or better fire duty. He shall do twenty-five (25%) percent fire duty to keep this rank. Fire duty shall be defined as attending fires, drills, fire schools and meetings. Social activities shall not count as fire duty.*
- c. A qualified member, as outlined in paragraph b. above, may at his request be transferred from active duty to the active reserve.*
- d. A Company may, at their discretion and with two-thirds (2/3) vote of active Company members, place an active member on the role of the active reserve. The member in question shall be notified by certified mail within ten (10) days of his Company's decision.*
- e. The action of any Company as outlined in paragraph d. above may be predicated on inactivity (consistently failing to make fifty (50%) percent, but making at least twenty-five (25%) percent, or partial disability which prevents an active firefighter from attaining fifty (50%) percent fire duty.*
- f. Any active Firefighter placed on active reserve against his wishes may appeal within thirty (30) days of the within decision by his Company to the Board of Fire Officers. Appeal shall be made in writing to the Department Chief and the member's Company President and Secretary at least fifteen (15) days prior to the next regularly scheduled Board of Fire Officers meeting. After review by the Chief, Board of Fire Officers and Company, a hearing date will be scheduled and the firefighter will be notified of this date in writing.*
- g. The aggrieved Firefighter need not appear at the hearing until or unless he is summoned by Board of Fire Officers.*
- h. A decision in writing that is sustained against the Firefighter by the Department may be appealed in writing within thirty (30) days of the filing of the decision to the Fire Committee as the final board for disposition of the appeal by letter from the Firefighter. The decision of the Fire Committee must be rendered in writing within fifteen (15) days of the hearing and signed by all members of the Committee. If dissatisfied, the grievant may request, by written notification to the Borough Administrator and the Mayor and Council, a review of the record by Borough Council, which shall be accorded to the grievant. The decision of the Council will be the final administrative review of the matter.
(1971 Code § 15-1.8; New)*

2-15.10 Volunteer Firefighters' Insurance Coverage

- a. Age 18-65 — \$10,000.00 — Line of duty death.*
 - b. Age 65 and over — \$5,000 — Line of duty death.*
- (1971 Code § 15-1.9; New)*

2-15.11 Residency Requirements

The residency requirements as more particularly described in subsection 2-15.3 shall not apply to individuals who have been members of a Matawan Borough Volunteer Fire Company since a date prior to January 1, 1966. (1971 Code § 15-1.10)

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2-15.12 Election of Officers, Terms of Office

a. *The Administrative officers of the Fire Department (a/k/a/ the Board of Fire Officers) shall consist of a President, Vice President, Secretary-Treasurer, Assistant Secretary-Treasurer. The President, Vice President, Secretary-Treasurer, and the Assistant Secretary-Treasurer shall be members in good standing in the Matawan Borough Fire Department and shall serve for a period of two (2) years commencing on January 1 of each year preceding the nomination and election. Candidates for the office of the President, Vice President, Secretary-Treasurer, and the Assistant Secretary-Treasurer shall be nominated by the members of the Department present at the November meeting of the Board of Fire Officers and the election held at the December meeting.*

The qualifications for the office of President and Vice-President are as follows: They must be a member in good standing, must qualify to hold the rank of Second Deputy Chief; and must have a minimum of 10 years of active service in the MBFD. They shall preside over all Department administrative functions including but not limited to the Board of Fire Officer's meetings and shall adhere to the rules of Robert's Rules of Order. The Office of President is in an ex-officio capacity and the President and only the President shall have the authority to cast a vote to break a tie. The President shall attend a minimum of 9 BFO meetings and shall notify the Vice President if they shall not be able to attend. The President shall hold no other office as part of the administration of the MBFD including the BFO, and cannot be an active Chief at that time. The President can be removed from office with good cause and a 2/3 vote of the BFO.

The Qualifications for the office of Secretary/Treasurer and Assistant Secretary/Treasurer for a term of 2 years, any member in good standing with a minimum of 5 years active service in the MBFD, shall be qualified for the nomination to the office of Secretary. The Secretary shall attend a minimum of 9 BFO meetings,

If the President, Vice President, Secretary-Treasurer, and Assistant Secretary-Treasurer are unable to fulfill his or their term(s) for any reason, nominations will be solicited and a election held, within a reasonable time after the vacancy, to fill the remaining portion of the unexpired term.

b. *The Firematic Officers Chief, First Deputy Chief, Second Deputy Chief, All officers shall be residents of the Borough, except Chiefs, who may reside in an adjacent municipality within a reasonable distance from the Borough boundary line, not to exceed one (1) mile, or a Chief may be a non-Borough resident provided he is a full-time employee of the Borough of Matawan.*

To be eligible for election as Second Deputy Chief, a candidate shall be a member of the Department in good standing in his/her company and department for at least eight (8) years prior to the date his/her term commences. The member has not been charged with any Department or Company Firematic violations for two (2) years. The candidate shall be required to have served at least one (1) year in each of the following officer ranks: Engineer, First Lieutenant and Captain. They shall be required to have completed and provide certificates for all pre-requisite training courses as outlined in Section 54 of the MBFD Bylaws in order to be eligible for consideration as the Second Deputy Fire Chief. In addition the candidate must be certified as Incident Management Level 3 by the New Jersey Division of Fire Safety and have completed the National Fire Academies Incident Safety Officers Course. The Department Chief will be no consecutive terms, but unlimited to the amount of times a member can be chief.

c. *Each year the Second Deputy Chief who has served for one (1) year as such shall be installed as First Deputy Chief; the First Deputy Chief, who has served for one (1) year as such, shall be installed as Chief.*

d. *The Chief, First Deputy Chief and Second Deputy Chief shall retain their membership in their own Companies during their terms of office and shall be ex officio members of all other Companies.*

e. *The Second Deputy Chief shall be open to any qualified member of the Department (as per Section 53 and 54 of the Department bylaws); all qualifications and forms shall be submitted by the October BFO Meeting. The nominees will then be presented before the Board of Fire Officers in November and elected by the majority of voting members of the BFO in December of each year. They shall hold office from January 1 following the election to the next December 31 after being sworn into office. (1971 Code § 15-2.1; Ord. No. 10-20)*

2-15.13 Vacancies

Once elected to Second Deputy Fire Chief and appointed by the Mayor and confirmed by the Council, no Chief Officer shall be removed from office except for cause, according to the rules or bylaws of the Board of Fire Officers.

In the event of a vacancy occurring in the office of Chief, First Deputy Chief, Second Deputy Chief by reason of the death, resignation or removal of any of these officers, the following order of succession shall prevail:

a. *Office of Chief. The First Deputy Chief shall become Acting Chief for the unexpired term of the office, and shall automatically become Chief for the next ensuing year.*

b. *Offices of First Deputy Chief. The Second Deputy Chief shall assume acting status pending the election within fifteen (15) days of an active ex-chief to such office from the department.*

c. *Office of Second Deputy Chief. Within fifteen (15) days of the vacancy an eligible person will be voted into the position.*

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*In the event that the Company whose member vacated any of the foregoing offices is unable to certify the election of an eligible member, the Chairman of the Fire Committee shall appoint the most qualified member of the Company to fill the office, subject to the approval of the Board of Fire Officers and the Mayor and Council.
(1971 Code § 15-2.2)*

2-15.14 Duties of Department

a. *Duties of Executive Officers. The President of the Board of Fire Officers shall preside at all Department meetings. He shall have the power to call a special meeting at any time he deems it necessary. The Vice President shall preside at Department meetings in the absence of the President. The Secretary-Treasurer shall keep correct written records of the proceedings of the Department and Board of Fire Offices and a general roll of the active and exempt members with the names and addresses of active and exempt members who are residents of the Borough. The Secretary-Treasurer shall have custody of the funds of the Department and shall report monthly on the account.*

b. *Duties of the Chief.*

1. *Duties during a Fire. In all alarms, the Chief, or in his absence the Deputy Chief(s), shall have full power, absolute control and command, and shall cause all apparatus and equipment to be worked in the most advantageous manner.*

In the absence of the Chief and Deputy Chief(s), the member having charge of the apparatus shall be the senior member first arriving at the fire. He shall assume the duties and responsibilities of the Chief until the arrival of a Superior Officer.

The Chief and Deputy Chief(s), or member in command at any alarm, are hereby given full authority to call upon the head of any municipal department for any aid or assistance as the circumstances may require and warrant.

The Chief and Deputy Chief(s), or member in command at any alarm must complete and submit a National Fire Incident Reporting System (NFIRS) Report to the LOSAP Coordinator within 48 hours of an incident.

The Chief and Deputy Chief(s), in an emergency, when immediate repairs are necessary, is empowered to authorize such repairs and report his action immediately to the Borough Administrator.

The Chief must be a resident of the Borough, or an adjacent municipality within a reasonable distance of the Borough, or an adjacent municipality within a reasonable distance of the Borough boundary line, not to exceed one (1) mile, or a Chief may be a nonresident provided he is a full-time employee of the Borough of Matawan.

2. *General Duties. The Chief shall call out for practice drill one (1) or more Companies of the Department whenever he deems it necessary. He shall see that Company Officers have all hose on apparatus rearranged at least twice each year if not used and have water run through it at least two (2) times per year. The Chief shall have all hose, ladders, and pumps subjected to a test to meet the national testing standards. The Chief shall arrange with the Captains of the several Companies for drills and instructions, including the proper and efficient use of all apparatus and equipment, the quick handling of hose, the efficient handling of streams, ladder work, salvaging, first aid and life saving, and all other modern methods of fire fighting.*

c. *Fire Companies. In the absence of contrary bylaws enacted by the individual Company, each of the Companies of the Department shall choose from their own members a Captain, First Lieutenant, Second Lieutenant, Engineer, First Assistant Engineer and Second Assistant Engineer.*

1. *Duties of the Captain. The Captain of each Company shall keep a permanent record of the alarms of fire and drill attendance of each member of his Company, a copy of which shall be submitted to the LOSAP Coordinator within 48 hours of an incident, drill, or special assignment.*

He shall drill and instruct his Company at least once a month.

With the aid of the Company secretary, he shall submit such reports as shall be required by the rules or bylaws adopted by the Board of Fire Officers.

The Captains of each of the Companies and the Captain of the Fire Police shall be responsible for the condition and maintenance of his or their apparatus and equipment.

2. *Duties of Apparatus Operators. Qualified Apparatus Operators shall complete Pump Operations and have been Qualified by the Department Training Division on Pump and Aerial Apparatus Operations. The authorized apparatus operators shall maintain their apparatus in good condition and ready for immediate service.*

No one shall be permitted, except authorized apparatus operators to tamper with, fix, or repair any of the apparatus, unless directed to do so by the Chief or Deputy Chief(s).

No one shall drive, in an emergency response, the automobile apparatus except the regularly authorized apparatus operators, who shall be required to have a valid driver's license for the State of New Jersey.

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3. *Duties of Fire Police. The Fire Police shall elect from their membership a Captain, First Lieutenant, Second Lieutenant and Engineer, and any other officer they deem necessary, and these officers shall have the same duties as Company Officers. Any duties other than fire duty must be with the consent of the Department.*

(1971 Code §§ 15-3.1; 15-3.2)

2-15.15 Board of Fire Officers

a. *Composition. The BFO is made up from the all of the active companies in the Department, which shall be represented by 3 members of each company, which shall be: Captain; 1st Lieutenant and a company representative. These 3 members shall be those who are eligible to vote on subjects that come before the BFO. These voting members are the only members who are therefore able to cast votes at BFO meetings. (The executive committee shall not have voting privileges except in the case of a tie where the President shall cast the tie breaking vote, see President.). When a member representative of a Company shall also hold a position on the Executive Committee, their Company must nominate an eligible substitute to represent one of the 3 Company voting position. The Duties of the Board of Fire Officers shall be to administer the business and affairs of the Department.*

b. *Bylaws, Rules of Procedure. The Board shall adopt a code of rules or bylaws, subject to the approval of the Department. They shall meet monthly, or more frequently if necessary, to transact business of the Department. The Board shall make rules or bylaws concerning the resignation, transfer, suspension or expulsion of members of the Department.*

All active members shall operate under the State Uniform Fire Safety Code.

c. *Powers and Duties. The Board of Fire Officers shall be required to keep permanent records of all alarms of fire, fire losses, methods of extinguishment, drills, hose, apparatus, minor equipment, and condition of hydrants.*

The Board of Fire Officers shall prescribe such uniforms and designating devices which are required.

The Board shall recommend to the Mayor and Council the necessary replacement or purchase of new and additional apparatus and equipment, and requisition necessary supplies and repairs prior to the time actually needed insofar as practicable.

(1971 Code §§ 15-4.1–15-4.3)

d. *Department Fire Committee. This Committee shall be a standing committee. The Fire Committee shall consist of five members. The fire commissioner, another councilperson and three elected active firefighters by the BFO for a term of one for three years, one for two years, and one for one year. Nominations shall take place at the November Monthly meeting prior to the next term of office. Elections shall take place at the following December meeting. Replacements shall be nominated from the floor of the BFO at the meeting following the resignation of a committee member, and election will be at the next monthly meeting, this will be for the unexpired term. The member must be in good standing and must have held the position of Lieutenant with 5 years of fire service. The members of the committee will be the only liaison as a committee of the BFO, to the Mayor and Council. The committee, at the request of the BFO President, shall recommend resolutions to any problems that are encountered and cannot be resolved. This committee shall not have the power to override the BFO. It shall be utilized when the BFO is not able to find resolution to any issue. The resulting decision of the Committee shall be in recommendation form and presented to the BFO at the next monthly meeting when possible.*

2-15.16 Fire Apparatus and Equipment

a. *Procurement; Ownership. The procurement and ownership of all material shall be vested in the Council.*

b. *Emergencies in Other Communities. No apparatus shall be let out for hire, or let in any case, except upon the consent of the Chairman of the Fire Committee, or the Chief of the Department, and then only in case of an emergency in a neighboring community.*

However, the Department shall immediately respond to a call from the County without any approval by reason of the Department's membership in the County cover-up system.

c. *Housing Fire Apparatus. The procurement by lease purchase or construction of adequate housing facilities for Borough-owned fire apparatus and equipment is vested with the Council. The rental to be paid by the Borough for the housing of such equipment shall be fixed annually by the Mayor and Council after consultation with the Fire Department. The Council shall have full jurisdiction and control of all fire houses or portions of leased fire houses or other buildings wherein Borough-owned fire apparatus and equipment is stored. The Council in addition shall be responsible for the heating and lighting of fire houses.*

d. *Maintenance Men. If and when it may be deemed necessary, the Council is empowered to hire full-time or part-time maintenance men, who shall be selected from a list of active and exempt members of the Department, the number and compensation to be determined as the situation warrants, to care for and maintain the Borough fire apparatus, equipment and places of housing.*

e. *Additional Payment by Borough. Annually the Council shall also make such provisions for the payment of other expenses on behalf of the Fire Department as Council shall deem appropriate. All expenditures made by the*

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*Fire Department from funds allocated to it under this provision shall be evidenced by voucher and other documentation which shall be approved for sufficiency by the Borough Auditor.
(1971 Code § 15-5)*

2-15.17 Discipline

Any officer or other member while on fire duty, who shall refuse or voluntarily neglect to obey or execute any orders from the Officer in Charge of the fire, shall be subject to suspension or expulsion from the Department.. Any disciplinary action shall be communicated in writing and the officer or member may follow the appeals procedure outlined in subsection 2-15.9h. (1971 Code § 15-6; New)

2-15.18 Amendment of Rules or Bylaws

The members of the Department by the vote of a majority the Members that comprise the BFO, as stated in 2-15.15.a, that are present at the BFO meeting, shall adopt and amend from time to time the rules or bylaws for the control, management and government of the Department, which code of rules and bylaws and all amendments thereto shall not become operative until presented to the Council. (1971 Code § 15-7)

2-15.19 Retention of Members After Moving

No present active member of any of the Fire Companies shall lose his right to membership because they have moved, or shall in the near future move to another municipality. This Section shall not be construed to relieve such active member from attending sixty (60%) percent of all fire alarms. Any over-age member of the Freneau Volunteer Fire Company No. 1 and nonresident members of the Company shall remain active members of the Company upon its becoming a member and part of the Matawan Borough Volunteer Fire Department. (1971 Code § 15-9)

Mayor Buccellato read by title Ordinance 14-16: Amending Ordinance 11-07 and Enabling Supplementing Authority that Established the Joint Court of the Township of Hazlet, Borough of Keyport and Borough of Matawan to Create the Joint Court of the Borough of Matawan and the Township of Hazlet Effective January 1, 2015. Mayor Buccellato requested a motion to introduce. Councilwoman Clifton made the motion, seconded by Councilwoman Gould. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Angelini
Councilman Urbano
Councilwoman Daly
Councilwoman Clifton
Councilman Caldon
Councilwoman Gould

Motion passed.

ORDINANCE 14-16

AMENDING ORDINANCE 11-07 AND ENABLING SUPPLEMENTING AUTHORITY THAT ESTABLISHED THE JOINT COURT OF THE TOWNSHIP OF HAZLET, BOROUGH OF KEYPORT AND BOROUGH OF MATAWAN TO CREATE THE JOINT COURT OF THE BOROUGH OF MATAWAN AND THE TOWNSHIP OF HAZLET EFFECTIVE JANUARY 1, 2015

WHEREAS, on October 18, 2011 the Mayor and Council adopted Ordinance 11-07 that created the Joint Municipal Court of the Borough of Matawan, Borough of Keyport and Township of Hazlet for purposes of economy and efficiency and to permit for greater regionalization of services for the residents of all three municipalities; and

WHEREAS, the Mayor and Council of the Borough of Keyport have notified the Governing Bodies of Matawan and Hazlet of the withdrawal of the Borough of Keyport from the regional Court Agreement effective December 31, 2014.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Matawan as follows:

1. Ordinance 11-07 and its applicable administrative Resolutions and Ordinances adopted to give effect to Ordinance 11-07 is hereby amended to reflect that the Joint Municipal Court referenced in said Ordinance will cease to function as a Joint Court of Matawan, Keyport and Hazlet after December 31, 2014.
2. Effective January 1, 2015, the Joint Municipal Court referenced in Ordinance 11-07 shall be known and designated as the Joint Municipal Court of the Borough of Matawan and the Township of Hazlet.
3. Any provisions of Ordinance 11-07 that reflect on the jurisdiction of the Joint Court to Keyport are deleted from the Ordinance effective January 1, 2015.

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Privilege of the Floor

Mayor Buccellato opened the Privilege of the Floor.

Art Kieffer, 9 Elm Place, Matawan. Mr. Kieffer remarked on the lack of sidewalks along a portion of the Route 34 corridor. Mayor Buccellato informed the issue falls under the auspices of the State as Route 34 is a State highway.

Lisa Revel, 15 Colonial Drive, Matawan. Ms. Revel commented on the lack of response to emails sent to the Mayor and Council with regard to her concerns over the Helmetta Animal Shelter. Mayor and Council apologized stating they did not receive her email asking anyone who experiences a similar situation to contact Borough Hall by telephone. Councilwoman Gould informed when the situation with Helmetta arose she contacted Mayor Buccellato. He and Council, with Messrs. Ferrara and Menna have been working towards a resolution of the issue. Mr. Menna stated tonight's Resolution is a follow-up to a review of contractual agreements that were in place with Helmetta. Though the contract terminates at the end of the year, effective immediately we notified Helmetta we would not be participating and the contract would not be renewed.

Councilwoman Gould thanked the Police, Fire and First Aid personnel with the outstanding performance in response to a horrific fire on her block about a week and a half ago. No one was hurt.

Councilwoman Clifton thanked Councilman Urbano for his instrumental participation in the Turkey Trot. Councilman Urbano informed there were 408 runners this year, our largest yet. He thanked the Police Department, the CERT team, OEM officials, along with the DPW, for their participation. Councilwoman Clifton added the kids loved it and enjoyed receiving their medals.

Mayor Buccellato closed the Privilege of the Floor.

Adjournment

Mayor Buccellato requested a motion to adjourn. Councilwoman Clifton made the motion, seconded by Councilwoman Angelini. Council agreed. Motion passed.

Meeting adjourned at 7:20 PM.

Louis C. Ferrara
Acting Deputy Clerk