

**Borough of Matawan
Public Session
June 4, 2015**

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 June 4, 2015. 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 Independent* on January 15, 2015, 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: Councilman Urbano
Councilwoman Gould

Via phone: Councilwoman Angelini

Absent: Councilwoman Daly
Councilwoman Clifton
Councilman Caldon

Also, present were Louis C. Ferrara, Borough Administrator, Pasquale Menna, 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 – Agenda Items Only.

There were no comments.

Mayor Buccellato closed the Privilege of the Floor – Agenda Items Only.

Old Business

Mayor Buccellato indicated that both Ordinance 15-06 and Ordinance 15-07 will be held and re-advertised for public hearing for the June 16, 2015 meeting.

Mayor Buccellato read by title Ordinance 15-08: Amending Ordinance 00-05: Ordinance to Exempt Members of the Borough of Matawan Volunteer Fire Department, First Aid Squad, OEM, and CERT Members from the Payment of Certain Borough Fees and to Provide Additional Incentives. Mayor Buccellato requested a motion to open the public hearing. Councilwoman Gould made the motion, seconded by Councilman Urbano. Council agreed. Motion passed. Mayor Buccellato commented that, as a policy, when an application goes out to any of these members, there will be a certification required, declaring that the member is an ACTIVE member of one of those department, so individuals can't just come into the Borough to request waivers without having to prove their active members in their Department. Mayor Buccellato requested comments. There were no comments. Mayor Buccellato requested a motion to close the public hearing. Councilwoman Gould made the motion, seconded by Councilman Urbano. Council agreed. Motion passed. Mayor Buccellato read by title on third and final reading Ordinance 15-08: Amending Ordinance 00-05: Ordinance to Exempt Members of the Borough of Matawan Volunteer Fire Department, First Aid Squad, OEM, and CERT Members from the Payment of Certain Borough Fees and to Provide Additional Incentives requesting a motion to adopt. Councilwoman Gould made the motion, seconded by Councilman Urbano. Mayor Buccellato requested a roll call. A roll call vote was taken.

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Yes: Councilwoman Angelini
Councilman Urbano
Councilwoman Gould

Motion passed.

**ORDINANCE 15-08 AMENDING ORDINANCE 00-05
ORDINANCE TO EXEMPT MEMBERS OF THE BOROUGH OF MATAWAN
VOLUNTEER FIRE DEPARTMENT, FIRST AID SQUAD, OEM AND CERT MEMBERS
FROM THE PAYMENT OF CERTAIN BOROUGH FEES AND TO PROVIDE ADDITIONAL INCENTIVES**

WHEREAS, volunteer Fire Department, First Aid Squad, Office of Emergency Management (OEM) and Community Emergency Response Team (CERT) Members within the Borough of Matawan provide a valuable service to the citizens of the Borough of Matawan at a very modest cost when compared to the expense which would be associated with said paid services; and

WHEREAS, the Council of the Borough of Matawan is desirous of providing certain incentives to these volunteers to recognize their community service and to encourage other citizens to join this organization and volunteer their services.

NOW, THEREFORE, BE IT ORDAINED, BY THE COUNCIL, OF THE BOROUGH OF MATAWAN, THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

SECTION 1. Definitions.

Active Member - Volunteers in the Borough of Matawan fire company who meet the definition of active member or active life members in writing by the Chief Executive Officer of the Volunteer Fire Company or volunteers in the Borough of Matawan First Aid who meet the definition of active member or active life member as certified in writing by the Chief Executive Officer of the First Aid Squad, or volunteers in the Borough of Matawan OEM and CERT Team who meet the definition of active member or active life member as certified in writing by the Emergency Management Coordinator of the OEM and CERT Team within the Borough of Matawan to have served at least one (1) year of continuous volunteer service in the company or squad whom possess the necessary certifications and/or training required by the said fire company, first aid squad, OEM and CERT Team.

Fees - Those charges established by the Borough of Matawan which are fully retained by the Borough of Matawan as revenue. Specifically excluded is any portion of the fee which is collected by the Borough of Matawan on behalf of another entity including but not limited to the State of New Jersey, the County of Monmouth, or an outside vendor.

SECTION 2. Incentive.

All active members of the Borough of Matawan Volunteer Fire Department and the Borough of Matawan First Aid Squad, Borough of Matawan OEM and Borough of Matawan CERT Team shall be entitled to the following benefits:

Exemptions from the payment of any Borough of Matawan fees for Borough recreation equipment or activities, such as but not limited to canoe rentals, library rentals, etc. training programs sponsored by and with registration payable to the Borough of Matawan, Borough licenses, and Borough permit fees, including but not limited to Certificates of Occupancy,

SECTION 3. Exclusions.

- a. Fees, licenses and permits associated with any for profit activity*
- b. Fees, licenses and permits associated with rental and commercial properties owned by volunteers other than personal residences*
- c. Programs when the registration is received after maximum registration for the program has been reached.*
- d. Fees and escrows associated with Planning Board and Board of Adjustment site plan and subdivision applications.*
- e. Escrows associated with engineering inspections.*
- f. Dog license fees*
- g. Posting of performance and maintenance guarantees where required.*
- h. Borough of Matawan Sewerage Authority charges,*

SECTION 4. Administration.

- a. On or about January 31 of each calendar year the Borough of Matawan Fire Company, Borough of Matawan First Aid Squad, OEM and CERT Team shall submit to the Business Administrator a list of all individuals who meet the definition of active member status. Updates shall be provided*

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by the fire company, first aid squad, OEM and CERT Team to the Business Administrator periodically to add those individuals who have completed their probationary status and/or to delete those individuals who have dropped their membership or who no longer meet the criteria for active member status.

- b. The Business Administrator shall issue each Active Member and identification card for use in the various municipal departments.*
- c. All active members must comply with registration procedures and complete all application forms established by the Borough of Matawan.*
- d. The Business Administrator is hereby authorized to enforce the provisions of this section.*

SECTION 5. Repealer.

All ordinances and parts of ordinances inconsistent herewith are repealed.

SECTION 6. Effective Date

This ordinance shall take effect immediately following the adoption and publication pursuant to law.

Consent Agenda

Mayor Buccellato read by title Resolutions 15-06-01 through and including 15-06-09 requesting a motion to approve en masse. Councilman Urbano made the motion, seconded by Councilman Gould. Mayor Buccellato requested a roll call vote. A roll call vote was taken.

Yes: Councilwoman Angelini
Councilman Urbano
Councilwoman Gould

Motion passed.

**RESOLUTION 15-06-01
REDEMPTION OF TAX SALE CERTIFICATE
DAXUAN WANG
CERTIFICATE #09-00084**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #09-00084 which was sold to Daxuan Wang, 11 Walnut Street, Livingston, NJ 07039; and

WHEREAS, Certificate #09-00084 has been paid and fully redeemed for the property owner, Block 78, Lot 3 otherwise known as 278 Harding Boulevard.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$87,950.97 to the above for the redemption of Tax Sale Certificate #09-00084.

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

**RESOLUTION 15-06-02
REDEMPTION OF TAX SALE CERTIFICATE
US BANK CUST FOR CRESTAR CAPITAL LLC
CERTIFICATE #13-00011**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #13-00011 which was sold to US Bank Cust for Crestar Capital LLC, TLSC 2 Liberty Place, 50 S 16th St., Ste 1950, Philadelphia, PA 19102; and

WHEREAS, Certificate #13-00011 has been paid and fully redeemed for the property owner, Block 12, Lot 5 otherwise known as 80 Atlantic Avenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$10,317.75 and a Premium of \$6,500.00 to the above for the redemption of Tax Sale Certificate #13-00011.

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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 15-06-03
REDEMPTION OF TAX SALE CERTIFICATE
TWR AS CUST EBURY FUND 1 NJ, LLC
CERTIFICATE #13-00034**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #13-00034 which was sold to TWR as CUST Ebury Fund 1 NJ, LLC, PO Box 37695, Baltimore, MD 21297-3695; and

WHEREAS, Certificate #13-00034 has been paid and fully redeemed for the property owner, Block 37, Lot 4 otherwise known as 202 Main Street.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$16,808.47 and a Premium of \$10,000.00 to the above for the redemption of Tax Sale Certificate #13-00034.

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

**RESOLUTION 15-06-04
REDEMPTION OF TAX SALE CERTIFICATE
PC5, LLC US BANK
CERTIFICATE #14-00092**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #14-00092 which was sold to PC5, LLC US Bank Cust for PC5 Sterling National, 50 S 16th St., Ste 2050, Philadelphia, PA 19102; and

WHEREAS, Certificate #14-00092 has been paid and fully redeemed for the property owner, Block 123, Lot 78 otherwise known as 1 Poet Drive.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$5,969.88 and a Premium of \$12,200.00 to the above for the redemption of Tax Sale Certificate #14-00092.

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

**RESOLUTION 15-06-05
REFUND OF TAX OVERPAYMENT DUE TO TAX APPEAL
BANK OF AMERICA
BLOCK 26, LOT 1**

WHEREAS, a State Tax Board Judgment has been favorably awarded to Bank of America, Block 26, Lot 1, for the fiscal year 2013 and 2014; and

WHEREAS, such judgment has resulted in an overpayment of property taxes in the amount of \$2,665.73 and \$4,419.95, respectfully.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan hereby authorize the Borough Treasurer to issue a check in the amount of \$7,085.68 for said overpayment of property taxes, to the property owner's representative.

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

**RESOLUTION 15-06-06
REFUND OF TAX OVERPAYMENT DUE TO VETERAN EXEMPTION
CORELOGIC
BLOCK 78, LOT 10.02**

WHEREAS, the following properties have been overpaid for the year 2014 as a result of veteran exemption; and

WHEREAS, the property owner is due a refund in order to clear the account; and

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WHEREAS, the following refund has been verified as accurate by the Tax Collector.

NOW, THEREFORE, BE IT RESOLVED that the Borough Tax Collector refund according to the following:

Block/Lot	Vendor	Amount of Refund	Notation
78/10.02	Corelogic Attn: Refunds 1 Corelogic Dr DFW 1-3 Westlake, TX 76262	\$4,586.40	Overpaid Due to Veteran Exemption

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

**RESOLUTION 15-06-07
REFUND OF TAX OVERPAYMENT DUE TO VETERAN EXEMPTION
JOHN & LUISE CONWAY
BLOCK 120, LOT 5.01 C322**

WHEREAS, the following properties have been overpaid for the year 2015 as a result of veteran exemption; and

WHEREAS, the property owner is due a refund in order to clear the account; and

WHEREAS, the following refund has been verified as accurate by the Tax Collector.

NOW, THEREFORE, BE IT RESOLVED that the Borough Tax Collector refund according to the following:

Block/Lot	Vendor	Amount of Refund	Notation
120/5.01 C322	John & Luise Conway 322 Sloan Ct. Westlake, TX 76262	\$617.73	Overpaid Due to Veteran Exemption and Homestead Benefit

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

**RESOLUTION 15-06-08
REFUND OF TAX OVERPAYMENT DUE TO VETERAN EXEMPTION
CORELOGIC
BLOCK 120, LOT 5.01 C322**

WHEREAS, the following properties have been overpaid for the year 2015 as a result of veteran exemption; and

WHEREAS, the property owner is due a refund in order to clear the account; and

WHEREAS, the following refund has been verified as accurate by the Tax Collector.

NOW, THEREFORE, BE IT RESOLVED that the Borough Tax Collector refund according to the following:

Block/Lot	Vendor	Amount of Refund	Notation
120/5.01 C322	Corelogic Attn: Refunds 1 Corelogic Drive DFW 1-3 Westlake, TX 76262	\$2,571.89	Overpaid Due to Veteran Exemption

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

**RESOLUTION 15-06-09
REFUND OF TAX OVERPAYMENT FROM TRANFER OF TITLE
FOUNDATION TITLE, LLC
BLOCK 123.02, LOT 3**

WHEREAS, the following properties have been overpaid for the year 2015 as a result of an overpayment from the transfer of title; and

WHEREAS, the property owner is due a refund in order to clear the account; and

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WHEREAS, the following refund has been verified as accurate by the Tax Collector.

NOW, THEREFORE, BE IT RESOLVED that the Borough Tax Collector refund according to the following:

<i>Block/Lot</i>	<i>Vendor</i>	<i>Amount of Refund</i>	<i>Notation</i>
123.02/3	Foundation Title LLC 2-12 Corbett Way Eatontown, NJ 07724	\$772.00	Overpaid due to payment at closing

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 15-06-10: Resolution Supporting Participation in the Sustainable Jersey® Municipal Certification Program. Mayor Buccellato requested a motion. Councilwoman Gould made the motion, seconded by Councilman Urbano. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Angelini
Councilman Urbano
Councilwoman Gould

Motion passed.

**RESOLUTION 15-06-10
RESOLUTION SUPPORTING PARTICIPATION
IN THE SUSTAINABLE JERSEY®
MUNICIPAL CERTIFICATION PROGRAM**

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the Borough of Matawan strives to save tax dollars, assure clean land, air and water, improve working and living environments as steps to building a sustainable community that will thrive well into the new century; and

WHEREAS, the Borough of Matawan hereby acknowledges that the residents of Matawan desire a stable, sustainable future for themselves and future generations; and

WHEREAS, the Borough of Matawan wishes to support a model of government which benefits our residents now and far into the future by exploring and adopting sustainable, economically-sound, local government practices; and

WHEREAS, by endorsing a sustainable path the Borough is pledging to educate itself and community members further about sustainable activities and to develop initiatives supporting sustainable local government practices; and

WHEREAS, as elected representatives of the Borough, we have a significant responsibility to provide leadership which will seek community-based sustainable solutions to strengthen our community.

NOW, THEREFORE, BE IT RESOLVED, that to focus attention and effort within the Borough on matters of sustainability, the Borough of Matawan wishes to pursue local initiatives and actions that will lead to Sustainable Jersey Municipal Certification.

BE IT FURTHER RESOLVED, by the Borough of Matawan that we hereby authorize Grace Rainforth, Recycling Coordinator, to serve as Borough agent for the Sustainable Jersey Municipal Certification process and authorize her to complete the Municipal Registration on behalf the Borough of Matawan.

BE IT FURTHER RESOLVED that a true certified copy of this Resolution shall be forwarded to the following Borough of Matawan Departments: Mayor, Administration, Clerk, Public Works, and Recycling.

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Mayor Buccellato read by title Resolution 15-06-11: Authorizing Shared Services Agreement Between the Borough of Matawan and the Borough of Keyport for Mechanic Services. Mayor Buccellato requested a motion. Councilman Urbano 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 Gould

Motion passed.

**RESOLUTION 15-06-11
AUTHORIZING SHARED SERVICES AGREEMENT
BETWEEN THE BOROUGH OF MATAWAN AND
THE BOROUGH OF KEYPORT FOR MECHANIC SERVICES**

***WHEREAS**, in accordance with Resolution 13-09-25, the Borough of Matawan entered into a Shared Services Agreement with the Borough of Keyport to share services and reduce costs by working together to provide for licensed mechanical services; and*

***WHEREAS**, that Agreement expired December 31, 2014, and since that time, the parties have continued to share this service based upon the continued needs of both municipalities for a Certified Technician with significant mechanical expertise for the purpose of vehicle repairs; and*

***WHEREAS**, the renewal of the Shared Service Agreement retroactive to January 1, 2015, has been proposed for this purpose, pursuant to NJSA 40A:65-1 et seq; and*

***WHEREAS**, the Borough of Matawan shall pay the Borough of Keyport for the provision of licensed mechanical services at a rate of \$45.00/hour, and otherwise in accordance with the proposed attached Shared Services Agreement for 2015.*

***NOW, THEREFORE, BE IT RESOLVED** the Council of the Borough of Matawan hereby authorizes the Borough of Matawan enter into the attached Shared Services Agreement with the Borough of Keyport for licensed mechanical services for the term expiring December 31, 2015.*

***BE IT FURTHER RESOLVED**, the Council of the Borough of Matawan resolves that Paul Buccellato or the successor to the office of Mayor is hereby authorized as signatory on behalf of the Borough of Matawan.*

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

**SHARED SERVICES AGREEMENT
BETWEEN THE BOROUGH OF MATAWAN AND BOROUGH OF KEYPORT
MECHANIC SERVICES – 2015**

THIS SHARED SERVICES AGREEMENT is effective as of the 1st day of January, 2015 between the BOROUGH OF MATAWAN, a municipal corporation of the State of New Jersey and the BOROUGH OF KEYPORT, a municipal corporation of the state of New Jersey.

The purpose of this Agreement is for the Borough of Keyport to provide Licensed Mechanical Services for the Borough of Matawan according to the following:

- 1. This AGREEMENT shall take effect as of January 1, 2015, and shall expire December 31, 2015. Either municipality may terminate this Agreement by giving thirty (30) days' advance written notice to the other party.*
- 2. The following Keyport staff member with significant mechanical expertise will be available under the supervision of the Borough of Keyport DPW Superintendent for oversight of vehicle repairs:*

Borough of Keyport Mechanic Staff
Richard Sickler

Qualification
Certified Technician

The Borough of Keyport reserves the right to substitute qualified personnel for this position, providing any replacement personnel hold the same or superior certifications and holds the same responsibility with the Borough.

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3. *The Borough of Keyport further offers mechanical services operated by the Keyport Department of Public Works, for use by the Borough of Matawan on a scheduled or as-needed basis or for emergencies. The mechanic will be available at the corresponding daily rate:*

<u><i>Borough of Keyport Mechanical Services</i></u>	<u><i>Hourly Rate</i></u>
<i>One mechanic</i>	<i>\$45.00</i>

4. *The Borough of Matawan will be responsible for all parts, materials or equipment used in the maintenance or repair of any of its vehicles or equipment. The Borough of Matawan agrees to reimburse the Borough of Keyport for any expenses incurred in the repair or maintenance of any of Matawan's vehicles or equipment.*
5. *Payment shall be due from Matawan within thirty (30) days of the date of billing.*
6. *During the term of this Agreement, and for one year past the expiration of this Agreement, the Borough of Matawan agrees not to employ any person who is a Borough of Keyport employee, subcontractor, or agent who provides mechanical services to the Borough of Matawan in accordance with this agreement.*
7. *It is agreed that no employer/employee relationship will exist between the Borough of Keyport employees, and the Borough of Matawan. The Borough of Keyport agrees to maintain all required insurance on its employees, including worker's compensation insurance.*

IN WITNESS THEREOF, parties have hereunto caused this instrument to be signed by the proper authorized representatives as of the date and year first above written.

BOROUGH OF MATAWAN

BOROUGH OF KEYPORT

Mayor Paul Buccellato

Mayor Harry M. Aumack, II

Karen Wynne, Borough Clerk

Valerie T. Heilweil, Borough Clerk

Mayor Buccellato read by title Resolution 15-06-12: Approving the Site for the Discharge of Fireworks in the Borough of Matawan in Celebration of Independence Day and Authorizing the Waiver of Fire Prevention Permit Fees. Mayor Buccellato requested a motion. Councilwoman Gould made the motion, seconded by Councilman Urbano. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Angelini
Councilman Urbano
Councilwoman Gould

Motion passed.

**RESOLUTION 15-06-12
APPROVING THE SITE FOR THE DISCHARGE OF FIREWORKS
IN THE BOROUGH OF MATAWAN IN CELEBRATION OF
INDEPENDENCE DAY AND
AUTHORIZING THE WAIVER OF FIRE PREVENTION PERMIT FEES**

WHEREAS, the discharge of fireworks by Serpico Pyrotechnics, LLC, 133 Orchard Court, Toms River, New Jersey 08753-1334 in the Borough of Matawan in celebration of Independence Day on July 3, 2015 with a rain date of July 5, 2015 has previously been approved; and

WHEREAS, Serpico Pyrotechnics, LLC, has provided the required Certificate of Insurance to include the Borough of Matawan and the First Presbyterian Church; and

WHEREAS, the First Presbyterian Church has agreed to the Borough of Matawan's use of its parking lot for the discharge of the 2015 fireworks display; and

WHEREAS, the Council of the Borough of Matawan hereby waive any and all Fire Prevention Department Permit Fees for the discharge of fireworks in the Borough of Matawan celebration of Independence Day.

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Matawan hereby approves the use of the First Presbyterian Church for the discharge of the 2015 fireworks display by Serpico Pyrotechnics,

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LLC to take place on July 3, 2015 with a rain date of July 5, 2014, and that Borough of Matawan be authorized to enter into a hold harmless agreement for the First Presbyterian Church.

BE IT FURTHER RESOLVED that a true certified copy of this Resolution shall be forwarded to the following Borough of Matawan Departments: Administration, Clerk, Finance, Construction, Fire, First Aid, Police, Public Works, Recreation as well as Serpico Pyrotechnics, LLC and the First Presbyterian Church.

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**FIREWORKS DISPLAY
HOLD HARMLESS AGREEMENT**

**BETWEEN THE BOROUGH OF MATAWAN AND SERPICO PYROTECHNICS,
LLC./STARFIRE CORPORATION, JOINT VENTURE**

WITNESSETH:

1. SERPICO PYROTECHNICS, LLC./ STARFIRE CORPORATION, JOINT VENTURE (CONTRACTOR) agrees to release, indemnify and hold harmless the BOROUGH OF MATAWAN (SPONSOR) and the First Presbyterian Church of Matawan from and against any loss, damage or liability, including attorney's fees and expenses incurred by the latter entity or entities and their respective employees, agents volunteers, or other representatives, arising out of or in any manner relating to the manufacture, installation, firing or disassembly of any pyrotechnic equipment or device and/or the supervision and presentation thereof.
2. The applicant or Contractor has furnished the Certificate of Insurance with limits of liability described below:

Workers Compensation/Employers Liability: \$500,000

General Liability: \$1,000,000/\$2,000,000; \$9,000,000, umbrella policy

Automobile Liability: \$1,000,000.

A true copy of the Certificate of Insurance is attached indicating the member entity and applicable associations, recreations or committees formed by the member entity to organize the "event" named as an additional insured on all liability policies.
3. The facilities will be used for the following purpose and no other:
Event: Fireworks Display Date: July 3, 2015
Rain Date: July , 2015

Dated: May 10, 2015

Witness:

Denise Serpico
Denise Serpico

Signed:

Jack A. Serpico, authorized
Company representative

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**BOROUGH OF MATAWAN
MONMOUTH COUNTY, NEW JERSEY**

HON. PAUL BUCCELLATO
MAYOR

LOUIS FERRARA
BOROUGH ADMINISTRATOR

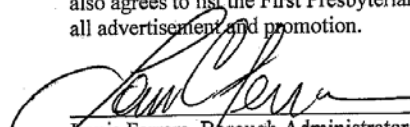
May 26, 2015

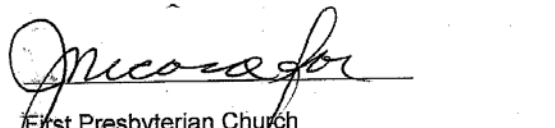
First Presbyterian Church of Matawan
883 State Highway 34
Matawan, NJ 07747

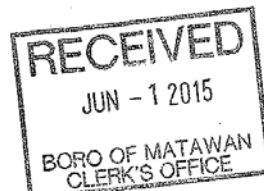
Dear Pastor,

First Presbyterian Church of Matawan acknowledges the Pastor's home is in the display area for the Borough of Matawan fireworks. This is the same area used in past years. The fireworks are part of the First Presbyterian Church's community outreach and is in response to a request by the Borough of Matawan's Recreation Department. First Presbyterian Church of Matawan recognizes the Borough's use of the parking lot for launching of the 2015 fireworks display on July 3, 2015 with a rain date of July 5, 2015 at dusk. Although, First Presbyterian Church acknowledges and agrees to the use of the parking lot it does not accept responsibility for any damages resulting from the fireworks on or off Church property. The Borough of Matawan Department of Public Works will return the parking lot back to normal before Church Services on Sunday morning.

The Borough has arranged for all required insurance for the event with its insurance carrier Municipal Excess Liability Joint Insurance Fund for property, personnel and spectators. The Borough of Matawan also agrees to list the First Presbyterian Church participation as location sponsor status for this event in all advertisement and promotion.


Louis Ferrara, Borough Administrator
Borough of Matawan


First Presbyterian Church
Building & Grounds



• 201 BROAD STREET • MATAWAN, NEW JERSEY 07747 • 732-566-3898, EXT. 600 •

Mayor Buccellato read by title Resolution 15-06-13: Authorizing the Hiring of Part-Time Seasonal Personnel 2015 Summer Recreation Program Counselors. Mayor Buccellato requested a motion. Councilwoman Gould made the motion, seconded by Councilman Urbano. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Angelini
Councilman Urbano
Councilwoman Gould

Motion passed.

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**RESOLUTION 15-06-13
AUTHORIZING THE HIRING OF PART-TIME SEASONAL PERSONNEL
2015 SUMMER RECREATION PROGRAM
COUNSELORS**

WHEREAS, the Council has been advised that there is a need for part-time personnel for the Summer Recreation Program for the year 2015 within the Borough of Matawan; and

WHEREAS, the rate of pay will be as follows:

Apprentice Summer Counselors	\$7.25 per hour
Junior Summer Counselors	\$7.75 per hour
Senior Summer Counselors	\$8.25 per hour

WHEREAS, the number of Summer Counselors will be determined by the Recreation Commission.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan that the Matawan Borough authorizes the hiring of part-time personnel for the Summer Recreation Program for the year 2015, as per the attached Exhibit A.

BE IT FURTHER RESOLVED that a true certified copy of this Resolution shall be forwarded to the following Borough of Matawan Departments: Administration, Clerk, Finance, Payroll and Recreation.

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 T-14-56-850-801 Borough of Matawan to Part-Time Seasonal Personnel – Summer Recreation Program for the Borough of Matawan.

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: June 4, 2015

EXHIBIT A

Apprentice Counselors \$7.25	Junior Counselors \$7.75	Senior Counselors \$8.25
William Casagande	Megan Camarote	Ian Barbour
Kyle Gamble	Vincent Manzella	Christopher Camarote
Christopher Rice	Lisa McCloskey	Conor Casagrande
Matthew Rohrman	Joe Piscopo	Justin Leonard
Kerriann Ring (PT fill-in Counselor)	Erin Rotondo	Danielle Panizzi
	Abby Stein	Stephanie Piscopo
	Matt Zrebiec	Stephanie Reinhold
		Michael Sansone
		Shannon Sansone

Mayor Buccellato read by title Resolution 15-06-14: A Resolution Requesting Permission for the Dedication by Rider for the Borough of Matawan, Monmouth County, State of New Jersey Recycling Program. Mayor Buccellato requested a motion. Councilwoman Gould made the motion, seconded by Councilman Urbano. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Angelini
Councilman Urbano
Councilwoman Gould

Motion passed.

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**RESOLUTION 15-06-14
A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION
BY RIDER FOR THE BOROUGH OF MATAWAN, MONMOUTH
COUNTY, STATE OF NEW JERSEY
RECYCLING PROGRAM**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, PL 1981 Chapter 278 amended by PL 1987, Chapter 102 provides for receipt of amounts for costs incurred by the municipality to provide for the operating costs to administer this act; and

WHEREAS, NJSA 40A:4-39 provides the dedicated revenues anticipated from the Recycling Program are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Matawan, County of Monmouth, State of New Jersey as follows:

- 1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Recycling Program as per PL 1981 Chapter 278 amended by PL 1987, Chapter 102.*
- 2. The Clerk of the Borough of Matawan, County of Monmouth, State of New Jersey, is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.*

Mayor Buccellato read by title Resolution 15-06-15: Emergency Temporary Appropriation. 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 Angelini
Councilman Urbano
Councilwoman Gould

Motion passed.

**RESOLUTION 15-06-15
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 2015 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 2015 pursuant to the provisions of Chapter 96, PL 1951 (NJSA 40A:4-20) including this resolution total \$7,698,575.14.

2015 Temporary Budget-for June 4, 2015 Meeting

	Salary & Wages	Other Expenses
MAYOR & COUNCIL	7,000.00	
MUNI CLERK	15,000.00	
GENERAL ADMIN		1,000.00
AUDIT		
FINANCE ADMIN		
TAX ASSES ADMIN		
TAX COLLECTOR		
LEGAL SERVICES		10,000.00
ENGINEERING		
BLDG & GROUNDS	5,000.00	3,000.00
PLAN/ZONING BD		

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SHADE TREE COMM			
ENVIRON HEALTH			
SOLID WASTE COLL			
INSURANCE-GROUP HEALTH		200,000.00	
INSURANCE-LIABILITY			
INSURANCE-WORKERS COMP			
FIRE			
FIRE-AID TO DEPARTMENT			
FIRE PREVENTION	1,000.00		
POLICE	200,000.00		
STREETS & ROADS	10,000.00		
STREET LIGHTING			
BD OF HEALTH	400.00		
RECREATION			
HISTORICAL SITES			
VOL 1ST AID SQUAD			
OEM			
PROP MAINT			
RR PARKING	10,000.00		
DOWNTOWN REDEV			
UTILITIES		25,000.00	
VEHICLE MAINT			
CONSTR OFFICIAL		1,000.00	
ACCUM SICK LEAVE			
OASI/SOCIAL SECURITY			
PERS			
PFRS			
CONTINGENT			
MUNICIPAL COURT			
PUBLIC DEFENDER			
FREE PUBLIC LIBRARY			
EMERGENCY 911			
GREEN TRUST LOAN			
INTEREST ON BONDS			
INTEREST ON NOTES			
PAYMENT OF BANS			
MCIA LEASE INTEREST			
SUBTOTAL	248,400.00	240,000.00	
TOTAL TEMPORARY EMERGENCY APPROPRIATIONS		488,400.00	5,279,897.90
WATER SEWER UTILITY			
OPERATING	50,000.00	100,000.00	
BULK WATER PURCHASE/ACQUISITION OF WATER			
BAYSHORE REGIONAL SEWERAGE AUTHORITY			
PAYMENT ON BOND PRINCIPAL			
PERS			
BANS			
INTEREST ON BONDS			
INTEREST ON NOTES			
WATER-SEWER REHAB LOAN			
WASTEWATER LOAN			

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SOCIAL SECURITY

SUBTOTAL 50,000.00 100,000.00

TOTAL WATER SEWER UTILITY TEMPORARY EMERGENCY APPROPRIATIONS 150,000.00 2,418,667.24

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:

- 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 2015 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 2015 County, and Local School District Taxes, which are not included in this temporary budget, shall be paid as and when due.

BE IT FURTHER RESOLVED that a true certified copy of this Resolution shall be forwarded to the following Borough of Matawan Departments: Clerk, Finance as well as the Borough Auditor and the Director of Local Government Services.

Mayor Buccellato read by title Ordinance 15-09: Amending and Supplementing the Revised General Ordinances of the Borough of Matawan – Chapter VII – Traffic, Section 7-14 – Parking Prohibited at All Times on Certain Streets. Mayor Buccellato requested a motion to introduce. Councilwoman Angelini made the motion, seconded by Councilman Urbano. It is the recommendation of the Borough Attorney prior to enforcement of the Ordinance, for the first two weeks of enactment of the Ordinance; the Police Department should place flyers on cars violating the Ordinance as there may be some residents who are used to parking on those certain streets. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Angelini
Councilman Urbano
Councilwoman Gould

Motion passed.

ORDINANCE 15-09
AMENDING AND SUPPLEMENTING THE
REVISED GENERAL ORDINANCES OF THE BOROUGH OF MATAWAN – CHAPTER VII – TRAFFIC,
SECTION 7-14 – PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS

WHEREAS, the Traffic Safety Unit of the Matawan Police Department, after a traffic and parking study, has recommended the adoption of this revision to Chapter VII – Traffic Section, Section 7-14, Parking Prohibited at All Times on Certain Streets as it concerns an unsafe parking situation on parts of Edgewater Drive.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Matawan that it herewith amends and supplements Chapter VII – Traffic Regulations, Section 7-14 Parking Prohibited at All Times on Certain Streets as follows:

7-14 PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS.

No person shall park a vehicle at any time upon any streets or parts thereof described, except where other parking regulations have been provided for.

<u>Name of Street or Area</u>	<u>Sides</u>	<u>Location</u>
Edgewater Drive	East	From State Highway 34 to 304 feet East of State Highway 34 along the Easterly Side of Edgewater Drive

BE IT FURTHER ORDAINED, any Ordinance or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed.

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The Clerk announced the public hearing will be held on June 16, 2015.

Mayor Buccellato read by title Resolution 15-06-16: Payment of Bills. Mayor Buccellato requested a motion. Councilman Angelini made the motion, seconded by Councilman Urbano. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilwoman Angelini
Councilman Urbano
Councilwoman Gould

Motion passed.

**RESOLUTION 15-06-16
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	\$1,421,284.58
Water & Sewer	\$124,241.75
Grant	\$1,182.00
Borough Trust	\$235,923.01
Developers Escrow Account	\$71.50
Railroad Parking Trust	\$11,747.00
Recreation Trust	\$127.00
Total	\$1,794,576.84

***BE IT FURTHER RESOLVED** that a true certified copy of this Resolution shall be forwarded to the following Borough of Matawan Departments: Finance as well as the Borough Auditor.*

Privilege of the Floor

Mayor Buccellato opened the Privilege of the Floor.

Daria Dieterle, 13 Sunset Avenue, Matawan. Ms. Dieterle thanked the Mayor and Council for their support for Dogs Night Out. She also thanked her neighbors, Joy Walters, Doreen Bertolli and Debbie O’Leary for volunteering their time and energy as well as Dierdre Ring, Recreation Director, and Lou Ferrara, Borough Administrator, for their guidance and support. Ms. Dieterle related difficulties in obtaining food vendors for the event as they required a minimum of approximately 500 attendees; however, she did manage to get three vendors for the day and requested Council waive the vendor fees, for one time only. The vendors are: Double Dogs (serving hamburgers, hot dogs, sausage, and kielbasa), Ralph’s Ice Cream, and Jada’s Creation (popcorn and cotton candy). Mayor Buccellato requested a motion to waive municipal fees for the three food vendors participating in Dogs Night Out. Councilwoman Angelini made a motion, seconded by Councilman Urbano. Council agreed. Motion passed. Ms. Dieterle showed off a dog bowl that read, “I love Matawan,” stating they had 175 bowls to give out. The Mayor and Council thanked Ms. Dieterle for her hard work.

Loretta Windas, 138 Aberdeen Road, Matawan. Ms. Windas thanked Council for supporting the Sustainable NJ initiative as she serves on one of their volunteer committees. She then distributed documentation which included information from the Humane Society proposing an ordinance regarding leaving animals and children in parked vehicles, examples of language to use for an ordinance, and a copy of the State statute Title 4, Chapter 22-17A as well as copy of Mill Township’s Ordinance. She then made reference to news stories regarding the tragedies that have occurred when animals and children are left in parked vehicles.

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Mayor Buccellato closed the Privilege of the Floor.

Adjournment

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

Meeting adjourned at 7:40 PM.

(Signature on File)

Karen Wynne, RMC
Municipal Clerk