

**Borough of Matawan
Public Session
August 11, 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 August 11, 2015. The meeting was called to order at 7:05 PM by Mayor Buccellato presiding. Mayor Buccellato called the meeting to order, pursuant to Section 5 of the Open Public Meetings Act that adequate notice of this meeting has been provided in the notice which was published in *The Independent* on January 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 Lopez
 Councilman Urbano
 Councilwoman Clifton
 Councilman Caldon
 Councilwoman Gould

Councilwoman Daly was absent.

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 Les Gilman to lead everyone in the Salute to the Flag.

Mayor Buccellato informed of the addition to the Agenda, Ordinance 15-15: Amending and Supplementing the Revised General Ordinances of the Borough of Matawan – Chapter 5 – Animal Control.

Oaths of Office – Fire Police

Mayor Buccellato requested a motion to approve the re-appointment of Les Gilman and Greg Strobel as Fire Police for a five-year term, said term to expire August 11, 2020, to the Borough of Matawan Fire Department Fire Police. Councilman Caldon made the motion, seconded by Councilman Urbano. Council agreed. Motion passed.

Mayor Buccellato administered the Oaths of Office to Messrs. Gilman & Strobel.

Privilege of the Floor – Agenda Items Only

Mayor Buccellato opened the Privilege of the Floor for Agenda Items Only.

There were no comments.

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

Old Business

Mayor Buccellato read by title Ordinance 15-10: Amending Ordinance 15-04 Amending and Supplementing the Revised General Ordinances of the Borough of Matawan Chapter VII – Traffic, Section 7-41 Parking at the Railroad Station. 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 Councilman Urbano. Council agreed. Motion passed. Mayor Buccellato read by title on third and final reading Ordinance 15-10: Amending Ordinance 15-04 Amending and Supplementing the Revised General Ordinances of the Borough

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of Matawan Chapter VII – Traffic, Section 7-41 Parking at the Railroad Station requesting a motion to adopt. Councilwoman Clifton made the motion, seconded by Councilman Urbano. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Lopez
Councilman Urbano
Councilwoman Clifton
Councilman Caldon
Councilwoman Gould

Motion passed.

**ORDINANCE 15-10
AMENDING ORDINANCE 15-04
AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF
THE BOROUGH OF MATAWAN
CHAPTER VII – TRAFFIC, SECTION 7-41 – PARKING AT THE RAILROAD STATION**

WHEREAS, the Traffic Safety Unit of the Matawan Police Department has recommended the adoption of this within Ordinance to establish governing regulation for parking at the Borough of Matawan Railroad Station Permit Parking Lot.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Matawan that it herewith amends and supplements Chapter VII – Traffic Regulations, Section 7-241– Parking at the Railroad Station Permit Parking Lot as follows:

7-41 PARKING AT THE RAILROAD STATION

There are municipal parking lots known as Railroad Station Permit Parking Lot #1 and Railroad Station Daily Parking Lot #2.

7-41.1 Parking at the Railroad Station Permit Parking Lot #1

The Railroad Station Permit Parking Lot is the triangular area between Main Street and Atlantic Avenue, including “Station Plaza” as more particularly described in a plat on file in the Municipal Office.

a. Use. It shall be unlawful to:

- 1. Park any vehicle in the Railroad Station Permit Parking Lot without a valid municipal parking permit identification hangar being displayed. The permit hanger shall be displayed by hanging from the interior rear view mirror or in plain view on the front dashboard. Cars shall be parked facing forward in a marked stall.*
- 2. Park any vehicle in areas other than those designated with lines or stalls for parking purposes.*
- 3. Allow any vehicle to stand attended or unattended, in any area of the parking lots for the purpose of picking up or discharging passengers, except in designated areas.*
- 4. Parking permits shall not be required after 11:00 AM during the week. No permits shall be required on Saturdays, Sundays or observed legal holidays.*
- 5. Only those vehicles conforming to the handicapped parking statute shall utilize spaces designated for handicapped parking.*
- 6. Provisions for controlling the flow of traffic such as turns prohibited, one way traffic, etc. shall be provided for in a separate traffic ordinance(s).*

b. Permits, Registration and Requirements. Application forms for parking permit identification hangars shall be obtained from the Administration Office at Borough Hall, 201 Broad Street, Matawan, NJ.

- 1. Each permit holder shall register every car which may be parked in Permit Parking Lot (Lot #1). All such vehicles will be issued annual or quarterly hangars. In an emergency, when a vehicle that is not registered with the Administration Office must be used, the Municipal Office and the Parking Enforcement Officer, or the Police Department shall be advised by the permit holder of the make,*

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license and plate number of the unregistered car. Thereupon, the Borough shall authorize temporary parking.

2. *A permit holder shall have the privilege of applying for a new permit but the Borough shall be under no obligation to automatically renew a permit once issued.*
3. *Satisfactory proof of ownership, valid NJ registration and motor vehicle insurance must be submitted for each vehicle to be registered at the time of application.*

c. Fees and Effective Dates. The fee for a parking permit shall be established annually by New Jersey Transit and will be implemented by the Borough of Matawan. The fees established shall be for an annual or quarterly permit or as determined by New Jersey Transit. The parking fee shall be as indicated on the renewal forms. All annual permits will be for a calendar year from January 1 thru December 31. Quarterly permits will be for the quarters of January, February and March; April, May, June; July, August, September; and October, November and December.

d. Termination and Refunds. Any permit holder surrendering a Borough issued parking permit prior to its expiration must notify the Borough of Matawan in writing as soon as possible. Refunds shall be calculated from, and the parking permit shall be terminated on, the beginning of the next full quarter. If an annual permit is terminated the remaining full quarters shall be refunded. Quarterly permits are not pro-rated and only full quarters will be refunded.

e. Enforcement. The summonses issued under this subsection shall be in the form of the uniform traffic ticket, e-ticket or such other summonses as may be designed by the Director of the Division of Motor Vehicles of the State of New Jersey.

f. Removal of Vehicles. In addition to the issuance of summonses as provided herein for the violation of this subsection, the rules and regulations set forth by Borough resolution and applicable motor vehicle statutes, the Borough Police Department shall have the authority to have automobiles parking in violation of this subsection towed from the off-street parking facilities operated by the Borough, with the costs of towing and storage thereafter to be the sole responsibility of the owner of the vehicle. The cost for towing and storage shall be in accord with the rates as established by the Borough of Matawan and provided for in the applicable towing ordinance. Removal of any vehicle shall be at the discretion of the Police Department in the interest of public safety.

g. Parking Enforcement Officer. In addition to the Borough Police Department, the Mayor and Borough Council may appoint such person(s) for the purpose of serving as Parking Enforcement Officer(s) in the Borough whose power and authority shall be confined exclusively to off-street parking premises owned or operated by the Borough of Matawan with full power and authority to issue summonses for violations of this subsection. Such appointments shall conform to the requirements, terms and conditions of NJSA 40:47-19.

h. Administration. The Borough Administrator or his designee shall be the official responsible for the administration of the municipal parking lots. The parking lots shall be administered in accordance with this subsection and rules and regulations passed by resolution from time to time by the governing body of the Borough of Matawan.

i. Rules, Regulations and Penalties. The governing body of the Borough of Matawan may, by resolution, adopt rules and regulations for the operation of the municipal parking lots. A fine for violation of this subsection shall be not more than two hundred fifty (\$250.00) dollars and the impounding of a vehicle as provided for in paragraph f. of this subsection.

7.41.2 Parking at the Railroad Station Daily Parking Lot #2

The Railroad Station Daily Parking Lot #2 is located generally in an area surrounding the Victorian style former Railroad Station as more particularly delineated in a plat on file in the Municipal Office.

a. The Daily Parking Lot (Lot #2) is located on the south side of the railroad tracks between Main Street and Atlantic Ave. There is a daily parking fee per day which is determined by NJ Transit. When parking a vehicle, the driver shall take notice of the parking stall number and deposit required amount in the parking machines (3) located at the far corner of the lot closest to the ticket office before crossing over Atlantic Avenue. The lot operates on a "first come - first served" basis. The lot is usually filled to capacity by 6:00 a.m. to 6:30 a.m., Monday through Friday. Overnight parking is permitted in the daily lot. The driver shall deposit the required amount for each day he/she plans to leave his/her vehicle in the lot (5 day limit). A fee is not required after 11:00 a.m. and before 5:00 a.m. the next regular business day, or on weekends and observed holidays.

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

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BE IT FURTHER ORDAINED if any provisions of this Ordinance, or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance, which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED this ordinance shall take effect immediately upon following the passage, adoption and publication pursuant to law.

BE IT FURTHER ORDAINED that a true certified copy of this Ordinance shall be forwarded to the following Borough of Matawan Departments: Administration, Police, Public Works, Clerk as well as New Jersey Transit.

Mayor Buccellato read by title Ordinance 15-11: Amending Ordinance 3-3, et seq., and Providing for the Approval and Adoption of a Revised Map Depicting the Location and Boundaries of Drug-Free School Zones and Making an Official Finding and Record of the Locations and Boundaries of Such Zones. Mayor Buccellato requested a motion to open the public hearing. Councilman Urbano made the motion, seconded by Councilwoman Clifton. 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 Councilman Lopez. Council agreed. Motion passed. Mayor Buccellato read by title on third and final reading Ordinance 15-11: Amending Ordinance 3-3, Et Seq., and Providing for the Approval and Adoption of a Revised Map Depicting the Location and Boundaries of Drug-Free School Zones and Making an Official Finding and Record of the Locations and Boundaries of Such Zones, requesting a motion to adopt. Councilwoman Clifton made the motion, seconded by Councilman Lopez. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Lopez
Councilman Urbano
Councilwoman Clifton
Councilman Caldon
Councilwoman Gould

Motion passed.

ORDINANCE 15-11

AMENDING ORDINANCE 3-3, ET SEQ., AND PROVIDING FOR THE APPROVAL AND ADOPTION OF A REVISED MAP DEPICTING THE LOCATION AND BOUNDARIES OF DRUG-FREE SCHOOL ZONES AND MAKING AN OFFICIAL FINDING AND RECORD OF THE LOCATIONS AND BOUNDARIES OF SUCH ZONES

WHEREAS, the Borough of Matawan on September 19, 1989, adopted Ordinance 89-16, which thereafter was codified into Ordinance 3-3, et seq., of the Revised Ordinances of the Borough of Matawan, which provided for the approval and adoption of a map depicting the location and boundaries of Drug-Free School Zones and the making of a record of the location and boundaries of such zones; and

WHEREAS, it is necessary periodically to revise and amend the location of the Drug-Free School Zones for the protection of the public interest in the Borough of Matawan; and

WHEREAS, the Borough Engineer, the firm T&M Associates, has prepared an updated and revised Drug-Free School Zone map consistent with the provisions of N.J.S.A. 2C:35-7, et seq.; and

WHEREAS, said map has been reviewed by the Borough Engineer; by the officials and administration of the Borough of Matawan; by the officials of private, public, and parochial educational institutions; and by the Borough Attorney; and

WHEREAS, it is necessary to implement the revisions and upgrades to the official map adopted on September 19, 1989.

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

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Section 1: In accordance with and pursuant to the authority of NJSA 2C:35-7, et seq., the Drug-Free School Zone map for the Borough of Matawan, County of Monmouth, State of New Jersey, prepared by T&M Associates Consulting Engineers, with the latest revision dated April 16, 2015, is hereby approved and adopted as an official finding and record of the locations and areas within the Municipality of property that is used for school purposes and which is owned by or leased to educational institutions or school boards, and of the areas within one thousand (1,000) feet of such property.

Section 2: The provisions of Ordinance 3-3, et seq., are supplemented and amended by the insertion of the referenced Drug-Free School Zone map for the Borough of Matawan, County of Monmouth, State of New Jersey, prepared by T&M Associates Consulting Engineers, with the latest revision dated April 16, 2015, which is being adopted herewith.

Section 3 (Location and Boundaries of Public Facilities and School Property): The Drug-Free Safety Zone Map approved and adopted pursuant to Section 1 shall continue to constitute an official finding and record as to the location and boundaries of areas on or within one thousand (1,000) feet of property owned by or leased to the Borough or to any elementary or secondary school or school board which is used for public or school purposes until such time, if any, that this section shall be amended to reflect any additions or deletions with respect to the location and boundaries of Borough or school property and Drug-Free Safety Zones. (1971 Code § 14-12.2; Ord. No. 98-19 § 1)

Section 4 (Notification of Changes in Location and Boundaries): Borough Clerk, school board or the Chief Administrative Officer in the case of any private or parochial school, is hereby directed and shall have the continuing obligation to promptly notify the Borough Engineer and the Borough Attorney of any changes or contemplated changes in the location and boundaries of any property owned by or leased to the Borough or any elementary or secondary school or school board and which is used for public or school purposes. (1971 Code § 14-12.3; Ord. No. 98-19)

Section 5 (Copies of Map on File): The Borough Clerk is hereby directed to receive and to keep on file the original of the map approved and adopted pursuant to subsection 3-1.1, and to provide at a reasonable cost a true copy thereof to any person, agency or court which may from time to time request such a copy, along with a certification that such copy is a true copy of the map approved and adopted herein and kept on file. It is hereby further directed that a true copy of such map and of this section shall be provided without cost to the County Clerk and to the office of the Monmouth County Prosecutor. (1971 Code § 14-12.4)

Section 6 (Map To Be Used as Evidence): The following additional matters are hereby determined, declared, recited and stated:

a. It is understood that the map approved and adopted pursuant to subsection 3-3.1 was prepared and is intended to be used as evidence in prosecutions arising under the criminal laws of this State, and that pursuant to State law, such map shall constitute prima facie evidence of the following:

- 1. The location of public facilities and elementary and secondary schools within the Borough;*
- 2. The boundaries of the real property which is owned by or leased to such public facilities or schools or a school board;*
- 3. That such public or school property is and continues to be used for public or school purposes; and*
- 4. The location and boundaries of areas which are on or within one thousand (1,000) feet of such public or school property.*

b. Except as is otherwise expressly noted on the face of the approved and adopted map, all of the property depicted on the map approved and adopted herein as school property was owned by (or leased to) the Borough or a school or school board and was being used for public or school purposes as of July 9, 1987, that being the effective date of NJSA 2C:35-7.

c. Pursuant to the provisions of NJSA 2C:35-7, a prosecutor is not precluded from introducing or relying upon any other evidence or testimony to establish a violation of the offense defined in that statute, including use of a map or diagram other than the one approved and adopted pursuant to subsection 3-3.1. The failure of the map approved herein to depict the location and boundaries of any property which is, in fact, used for public or school purposes and which is owned by or leased to the Borough or any elementary or secondary school or school board, whether the absence of such depiction is the result of inadvertent omission or the result of any changes in the location and boundaries of such property which have not yet been incorporated into a revised approved map, shall not be deemed to be an official finding and record that such property is now owned by or leased to the Borough or school board, or that such property is not used for public or school purposes.

d. All of the requirements set forth in NJSA 2C:35-7 et seq. concerning the preparation, approval and adoption of a Drug-Free Safety Zone Map have been complied with. (1971 Code § 14-12.5; Ord. No. 98-19)

If any part of this Ordinance is deemed to be illegal or ineffective, the other provisions shall nonetheless remain in force.

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Mayor Buccellato read by title Ordinance 15-12: Ordinance Regarding and Creating Restrictions and Public Parking at Municipal Parking Lot and the Creation Of Ordinance 7:41-1, Et Seq., Respecting Public Parking. Mayor Buccellato requested a motion to open the public hearing. Councilman Lopez made the motion, seconded by Councilman Urbano. Council agreed. Motion passed. Mayor Buccellato requested comments. There were no comments. Mayor Buccellato requested a motion to close the public hearing. Councilman Lopez made the motion, seconded by Councilman Urbano. Council agreed. Motion passed. Mayor Buccellato read by title on third and final reading Ordinance 15-11: Amending Ordinance 3-3, Et Seq., and Providing for the Approval and Adoption of a Revised Map Depicting the Location and Boundaries of Drug-Free School Zones and Making an Official Finding and Record of the Locations and Boundaries of Such Zones, requesting a motion to adopt. Councilman Urbano made the motion, seconded by Councilman Lopez. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Lopez
Councilman Urbano
Councilman Caldon
Councilwoman Gould

Abstain: Councilwoman Clifton

Motion passed.

ORDINANCE 15-12

**ORDINANCE REGARDING AND CREATING RESTRICTIONS AND PUBLIC PARKING
AT MUNICIPAL PARKING LOT AND THE CREATION OF ORDINANCE 7:41-1, ET SEQ.,
RESPECTING PUBLIC PARKING**

***WHEREAS**, the Borough of Matawan is the owner of a parking lot at the intersection of Broad Street and Little Street, bearing tax lot designation Block 22, Lot 10; and*

***WHEREAS**, there is a need for the Borough of Matawan to create sufficient parking for its residents and visitors to its downtown commercial establishments, in order to enhance and increase foot traffic and commerce in the Borough of Matawan; and*

***WHEREAS**, there is limited availability for additional parking, and the said parking lot is owned by the Borough of Matawan and can be used for the benefit of the residents and visitors of the Borough of Matawan.*

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

1. A public parking area is herewith created on the municipal lot at the intersection of Broad Street and Little Street, being known and designated as Block 22, Lot 10, on the Tax Map of the Borough of Matawan, for the use and benefit of the public, in order to facilitate commerce in the Borough of Matawan's downtown business district.

2. The times when the said lot shall be for the use of the general public, for shoppers and for the convenience of individuals visiting the Borough of Matawan, shall be between the hours of 5:00 AM to 10:00 PM. During the period from 5:00 AM to 10:00 PM, no commercial business, company, or firm located within the Borough of Matawan or located outside of the Borough of Matawan shall park, conduct, or maintain any of its registered vehicles, such as passenger cars, livery vehicles, taxis, vans, sport utility vehicles, trucks, tractor trailers, busses, recreational vehicles, whether attended or unattended, in the municipal parking lot during said times. The use of the municipal parking lot for any commercial vehicles during the period of time from 5:00 AM to 10:00 PM is strictly prohibited. No livery vehicles or taxicabs may park or stand in the municipal parking lot set forth herein during the period of time from 5:00 AM to 10:00 PM.

3. Notwithstanding the provisions of Paragraph 2, residential property owners or tenants of property on Broad Street, between Little Street and Park Avenue, with commercial vehicles shall be permitted to have one commercial vehicle permit per household that will permit parking on said lot, upon application and issuance of a parking permit by the Borough Clerk. Any request for additional permits shall only be issued after approval by the Council. Such exception parking permits shall be issued to residents on an annual calendar year basis. The Borough Clerk is authorized to issue temporary commercial vehicle parking permits for trades people and service people who are engaged in work on residential and commercial properties adjacent to said lot.

If any part of this Ordinance is deemed to be illegal or ineffective, the other provisions shall nonetheless remain in force.

This Ordinance shall take effect upon second reading and publication, according to law.

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Consent Agenda

Mayor Buccellato read by title Resolutions 15-08-02 through and including 15-08-09 requesting a motion to approve en masse. Councilwoman Clifton made the motion, seconded by Councilman Lopez. Mayor Buccellato requested a roll call vote. A roll call vote was taken.

Yes: Councilman Lopez
Councilman Urbano
Councilwoman Clifton
Councilman Caldon
Councilwoman Gould

Motion passed.

**RESOLUTION 15-08-02
REDEMPTION OF TAX SALE CERTIFICATE
US BANK CUST FOR PRO CAP II LLC
CERTIFICATE #13-00015**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #13-00015 which was sold to US Bank Cust for Pro Cap II LLC, TLSG 50 S 16th Street, Suite 1950, Philadelphia, PA 19102; and

WHEREAS, Certificate #13-00015 has been paid and fully redeemed for the property owner, Block 19, Lot 13 otherwise known as 25 Park Avenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of The Borough of Matawan, that they hereby authorize payment in the amount of \$3,014.69 and a Premium of \$900.00 to the above for the redemption of Tax Sale Certificate #13-00015.

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

**RESOLUTION 15-08-03
REDEMPTION OF TAX SALE CERTIFICATE
J & A NEW YORK, INC.
CERTIFICATE #13-00044**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #13-00044 which was sold to J & A New York, Inc., 144 90 41st Ave., Apt. 515, Flushing, NY 11355; and

WHEREAS, Certificate #13-00044 has been paid and fully redeemed for the property owner, Block 47.02, Lot 28 otherwise known as 21 New Brunswick Ave.

NOW, THEREFORE, BE IT RESOLVED by the Council of The Borough of Matawan, that they hereby authorize payment in the amount of \$1,660.33 and a Premium of \$500.00 to the above for the redemption of Tax Sale Certificate #13-00044.

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

**RESOLUTION 15-08-04
REDEMPTION OF TAX SALE CERTIFICATE
PC5, LLC
CERTIFICATE #14-00002**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #14-00002 which was sold to PC5, LLC US Bank Cust. for PC5 Sterling National, 50 S 16th St., Suite 2050, Philadelphia, PA 19102; and

WHEREAS, Certificate #14-00002 has been paid and fully redeemed for the property owner, Block 5, Lot 7, otherwise known as 2 Bank Street.

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NOW, THEREFORE, BE IT RESOLVED by the Council of The Borough of Matawan, that they hereby authorize payment in the amount of \$1,162.55 and a Premium of \$800.00 to the above for the redemption of Tax Sale Certificate #14-00002.

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

**RESOLUTION 15-08-05
REDEMPTION OF TAX SALE CERTIFICATE
ACTF II NJ LLC
CERTIFICATE #14-00032**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #14-00032, which was sold to MTAG Svcs. as Cust. for ACTF II NJ LLC, PO Box 54292, New Orleans, LA 70154; and

WHEREAS, Certificate #14-00032 has been paid and fully redeemed for the property owner, Block 35 Lot 15, otherwise known as 199 Main Street.

NOW, THEREFORE, BE IT RESOLVED by the Council of The Borough of Matawan, that they hereby authorize payment in the amount of \$20,108.38, and a premium of \$36,300.00, to the above for the redemption of Tax Sale Certificate #14-00032.

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

**RESOLUTION 15-08-06
REDEMPTION OF TAX SALE CERTIFICATE
PC5, LLC
CERTIFICATE #14-00039**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #14-00039 which was sold to PC5, LLC US Bank Cust for PC5 Sterling National, 50 S 16th St., Suite 2050, Philadelphia, PA 19102; and

WHEREAS, Certificate #14-00039 has been paid and fully redeemed for the property owner, Block 61, Lot 4.26, otherwise known as 26 Oak Knoll Drive.

NOW, THEREFORE, BE IT RESOLVED by the Council of The Borough of Matawan, that they hereby authorize payment in the amount of \$1,081.34 and a Premium of \$800.00 to the above for the redemption of Tax Sale Certificate #14-00039.

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

**RESOLUTION 15-08-07
REDEMPTION OF TAX SALE CERTIFICATE
ACTLIEN HOLDING, INC.
CERTIFICATE #14-00043**

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #14-00063 which was sold to Actlien Holding, Inc., US Bank Cust Actlien Holding, 50 S 16th St., Suite 2050, Philadelphia, PA 19102; and

WHEREAS, Certificate #14-00043 has been paid and fully redeemed for the property owner, Block 65.07, Lot 6, otherwise known as 49 Union Street.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$13,194.37 and a Premium of \$16,800.00 to the above for the redemption of Tax Sale Certificate #14-00043.

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

**RESOLUTION 15-08-08
REDEMPTION OF TAX SALE CERTIFICATE
ACTLIEN HOLDING, INC.
CERTIFICATE #14-00063**

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***WHEREAS**, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #14-00063 which was sold to Actlien Holding, Inc., US Bank Cust Actlien Holding, 50 S 16th St., Ste 2050, Philadelphia, PA 19102; and*

***WHEREAS**, Certificate #14-00063 has been paid and fully redeemed for the property owner, Block 91, Lot 1.02 otherwise known as 298 Matawan Ave.*

***NOW, THEREFORE, BE IT RESOLVED** by the Council of The Borough of Matawan, that they hereby authorize payment in the amount of \$17,162.56 and a Premium of \$19,000.00 to the above for the redemption of Tax Sale Certificate #14-00063.*

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

**RESOLUTION 15-08-09
REDEMPTION OF TAX SALE CERTIFICATE
US BANK CUST FOR PC5, LLC
CERTIFICATE #14-00093**

***WHEREAS**, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #14-00093, which was sold to PC5 LLC, US Bank Cust. for PC5 Sterling National, 50 S 16th St., Suite 2050, Philadelphia, PA 19102; and*

***WHEREAS**, Certificate #14-00093 has been paid and fully redeemed for the property owner, Block 123.02, Lot 4, otherwise known as 9 Somerset Place.*

***NOW, THEREFORE, BE IT RESOLVED** by the Council of The Borough of Matawan, that they hereby authorize payment in the amount of \$805.13, and a Premium of \$800.00, to the above for the redemption of Tax Sale Certificate #14-00093.*

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

Mayor Buccellato requested a motion to hold Resolutions 15-08-13, 15-08-14, and 15-08-16, for further clarification. Councilman Urbano made the motion, seconded by Councilwoman Gould. Council agreed. Motion passed.

New Business

Mayor Buccellato read by title Resolution 15-08-10: Approval of Business Relocation - Tiffani's Vintage Closet. Mayor Buccellato requested a motion. Councilwoman Clifton made the motion, seconded by Councilwoman Gould. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Lopez
Councilman Urbano
Councilwoman Clifton
Councilman Caldon
Councilwoman Gould

Motion passed.

**RESOLUTION 15-08-10
APPROVAL OF BUSINESS RELOCATION
TIFFANI'S VINTAGE CLOSET**

***WHEREAS**, Tiffani's Vintage Closet, (consignment shop) was previously approved as a business operating in the Borough of Matawan; and*

***WHEREAS**, Tiffani's Vintage Closet has notified the Borough of Matawan of its relocating from 782 Route 34 to 154 Main Street; and*

***WHEREAS**, this business is an approved use in its new location.*

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NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan that they hereby approve the following business license relocation:

Business: *Tiffani's Vintage Closet
154 Main Street
Matawan, New Jersey 07747*

Applicant: *Paula Agneta Holt
Tiffani's Vintage Closet
154 Main Street
Matawan, New Jersey 07747*

BE IT FURTHER RESOLVED that a true certified copy of this Resolution shall be forwarded to the following Borough of Matawan Departments: Clerk, Police, Construction as well as Monmouth County Health Department and Applicant.

Mayor Buccellato read by title Resolution 15-08-11: Denial of Taxi Driver License - Jamie Crawford. Mayor Buccellato requested a motion. Councilman Lopez made the motion, seconded by Councilman Urbano. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Lopez
 Councilman Urbano
 Councilwoman Clifton
 Councilman Caldon
 Councilwoman Gould

Motion passed.

***RESOLUTION 15-08-11
DENIAL OF TAXI DRIVER LICENSE
JAMIE CRAWFORD***

WHEREAS, Jaimie Crawford, has applied for a Taxi Driver License; and

WHEREAS, the Matawan Police Department recommended the license not be issued to Jaimie Crawford, as stated in Chapter 4 – Licensing and Business Regulations, Section 4-10.5(b) – Taxicab Driver's License predicated on a review of eligibility criteria and standards as set forth in the applicable licensing regulations.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan that they hereby deny the following Taxi Driver License:

Applicant: *Jamie Crawford
1577 Deerhollow Drive
Toms River, NJ 08753*

BE IT FURTHER RESOLVED that a true certified copy of this Resolution shall be forwarded to the following Borough of Matawan Departments: Clerk, Police as well as the Borough Attorney and the Applicant.

Mayor Buccellato read by title Resolution 15-08-12: Authorizing the Waiver of Fees - First Presbyterian Church. Mayor Buccellato requested a motion. Councilwoman Clifton made the motion, seconded by Councilman Urbano. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Lopez
 Councilman Urbano
 Councilwoman Clifton
 Councilman Caldon
 Councilwoman Gould

Motion passed.

**Borough of Matawan
Public Session
August 11, 2015**

**RESOLUTION 15-08-12
AUTHORIZING THE WAIVER OF FEES
FIRST PRESBYTERIAN CHURCH**

***WHEREAS**, the First Presbyterian Church is a long standing member of the Matawan community; and,*

***WHEREAS**, the First Presbyterian Church is in the process of replacing a water heater in the pastor's residence; and*

***WHEREAS**, the First Presbyterian Church is requesting the Borough, as an expression of support and encouragement, waive the municipal plumbing permit fees in the total amount of Seventy Five Dollars and No Cents (\$75.00).*

***NOW, THEREFORE, BE IT RESOLVED** that the Council of the Borough of Matawan hereby waives the municipal plumbing permit fees totaling Seventy Five Dollars and No Cents (\$75.00) for a replacement water heater for the First Presbyterian Church located at 883 Route 34, Matawan.*

***BE IT FURTHER RESOLVED** that a true certified copy of this Resolution shall be forwarded to the following Borough of Matawan Departments: Construction, Clerk as well as the First Presbyterian Church.*

Mayor Buccellato read by title Resolution 15-08-15: Authorization to Connect to the Borough of Matawan Sanitary Sewer System – Emlerich, LLC – Matawan Town Center – 126 Main Street – Block 24, Lots 3, 4, 6, 6.01 & 7-9. Mayor Buccellato requested a motion. Councilman Urbano made the motion, seconded by Councilman Lopez. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Lopez
Councilman Urbano
Councilwoman Clifton
Councilman Caldon
Councilwoman Gould

Motion passed.

**RESOLUTION 15-08-15
AUTHORIZATION TO CONNECT TO THE
BOROUGH OF MATAWAN SANITARY SEWER SYSTEM
EMLERICH, LLC
MATAWAN TOWN CENTER
126 MAIN STREET
BLOCK 24, LOTS 3, 4, 6, 6.01 & 7-9**

***WHEREAS**, Emlerich, LLC for the property located at 126 Main Street, Matawan Town Center, also known as Block 24, Lots 3, 4, 6, 6.01 and 7-9, is requesting to connect their property to the Borough of Matawan's sanitary sewer system; and*

***WHEREAS**, the John Applegate, Superintendent for the Department of Public Works has reviewed the Application and has no objection to the connection; and*

***WHEREAS**, Robert R. Keady, Jr. of T&M Associates, Borough Engineer, has reviewed the Application and plans, and the Treatment Works Approval ("TWA") Form provided by Emlerich, LLC, and the modifications requested by the Borough Engineer have been corrected and the TWA Form is complete.*

***NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Matawan that it hereby grants permission for 126 Main Street, Matawan Town Center, Block 40, Lots 3, 4, 6, 6.01 and 7-9 to connect into the Borough's sanitary sewer system.*

***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, Finance, Clerk, Public Works, as well as the Borough Engineer and Emlerich, LLC.*

**Borough of Matawan
Public Session
August 11, 2015**



YOUR GOALS. OUR MISSION.

MWPB-R0630

July 20, 2015

Karen Wynne
Borough of Matawan
Municipal Building
201 Broad Street
Matawan, New Jersey 07747

**Re: Matawan Town Center
Review of TWA Application**

Dear Ms. Wynne:

As requested, we have reviewed the revised TWA application submitted by Richard K. Heuser, P.E. dated July 13, 2015, for the Matawan Town Center in response to our comment letter dated July 10, 2015:

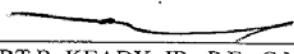
- Revised TWA Form Page 1 of 4
- Revised TWA Form Page 4 of 4
- Original Form WQM-006, Engineer's Report for Domestic Treatment Works Approval Applications

Based on our review, the modifications requested have been corrected and the Treatment Works Application (TWA) is complete. The Borough can execute Form WQM-003, Statements of Consent, and return to the applicant for further processing.

If you have any questions regarding this matter, please call.

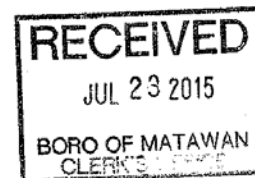
Very truly yours,

T&M ASSOCIATES


ROBERT R. KEADY, JR., P.E., C.M.E.
MATAWAN PLANNING BOARD ENGINEER

RRK:lkc

cc: Mayor Paul Buccellato
Pasquale Menna, Esq., Borough Attorney
Louis Ferrara, Borough Administrator
Richard K. Heuser, PE, PLS
Sal Alfieri, Esq.



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Borough of Matawan
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WQM-003

STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
Division of Water Quality

Revision 09/2004

Reset Form

STATEMENTS OF CONSENT

A supplement to the TWA-1 or NJPDES-1 Forms

General Information

Applicant/Owner/Operator: BOROUGH OF MATAWAN
Location of Work Site: LITTLE STREET
Name of Project/Facility: MATAWAN TOWN CENTER
LOTS 3, 4, 6, 6.01, 7, 8, + 9 BLOCK 24
Type of permit application (TWA, NJPDES/SIU): TWA
NJPDES Permit Number (if applicable): _____

A-1 Consent By Governing Body**

(Consent by the municipality in which the project is located.)

As an authorized representative of the governing body, I hereby certify that the

BOROUGH OF MATAWAN
(Name of Municipality or Municipal Authority)

consents to the submission of the above listed application to the Department of Environmental Protection for approval. I further certify that the project as proposed conforms with the requirements of all municipal ordinances.

Signed* _____ Date: _____

Type Name and Position: _____ MAYOR BORO. OF MATAWAN

* Cite authorization to sign for the governing body

Resolution# _____ Dated: _____
(Submit the resolution with the application. If no such resolution granting authority to sign exists, the Governing Body's full resolution, consenting to the project, must be submitted with the application.)

** Note
For most Treatment Works Approval (TWA) applications, this section may be omitted if a sewerage entity (for example, sewerage authority, utilities authority, municipal utilities authority, joint meeting, etc.) has responsibility for regulating the construction and operation of wastewater treatment and conveyance facilities within the municipality. In such cases, the governing body consent requirement may be satisfied by completing Section A-2. Applicants for TWAs for industrial/commercial facilities discharging pursuant to NJPDES/DSW or DGW permits must complete section A-1.

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WQM-003

Revision 09/2004

A-2 Consent by Sewerage Authority**

As an authorized representative of this agency, I hereby certify that the

(Name of Agency)

consents to the submission of the above listed application to the Department of Environmental Protection for approval. I further certify that the project as proposed conforms with the requirements of this agency.

Signed* Date
Type Name and Position MAYOR BORO. OF MATAWAN

* Cite authorization to sign for the agency
Resolution# Dated
(Submit the resolution with the application. If no such resolution granting authority to sign exists, the Governing Body's full resolution, consenting to the project, must be submitted with the application.)

** Note
For TWA applications, this section must be completed when a sewerage entity (for example, sewerage authority, utilities authority, municipal utilities authority, joint meeting, etc.) has responsibility for regulating the construction and operation of wastewater treatment and conveyance facilities within the municipality.

A-3 Consent by Owner of Wastewater Treatment Facility**

(For NJPDES/SIU applications only)

As an authorized representative of this agency, I hereby certify that the

BAYSIDE REGIONAL SEWERAGE AUTHORITY

(Name of Agency)

consents to the submission of the above listed application to the Department of Environmental Protection for approval. I further certify that the project as proposed conforms with the requirements of this agency and the agency agrees to accept wastewater from the project for treatment.

Signed* Date
Type Name and Position EXECUTIVE DIRECTOR

* Cite authorization to sign for the agency
Resolution# Dated
(Submit the resolution with the application. If no such resolution granting authority to sign exists, the Agency's full resolution, consenting to the project, must be submitted with the application.)

** Note
For NJPDES/SIU applications, this section must be completed when the owner of the receiving wastewater treatment plant is different than the entity listed under A-2.

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WQM-003

Revision 09/2004

B. Certification by Wastewater Conveyance System Owner**

By agreeing to accept wastewater from the project, I (we) hereby certify that to the best of my (our) knowledge the wastewater conveyance system, into which the project proposed under this application will connect, has adequate capacity in accordance with N.J.A.C. 7:14A-1.2 ("Adequate conveyance capacity"). Furthermore, I (we) am (are) not aware of inadequate conveyance capacity conditions in any portion of the downstream facilities necessary to convey the wastewater from this project to the treatment plant.

Name of Municipality or Authority MATAWAN BOROUGH

Signed* _____ Date _____

Type Name and Position _____

* Cite authorization to sign for the governing body MAYOR BOOZ. OF MATAWAN

Resolution# _____ Dated _____
(Submit the resolution with the application. If no such resolution granting authority to sign exists, the governing body's full resolution, consenting to the project, must be submitted with the application.)

- ** Note
1. For TWA applications, this section must be completed by the owner/operator of the wastewater conveyance system into which the project named herein will directly connect.
 2. For NJPDES/SIU applications, this section must be completed when the owner/operator wastewater conveyance system into which the project named herein will directly connect is different that the entity listed under A-3.

C. Certification by Wastewater Treatment Facility Owner**
(For TWA applications that include a sewer connection/extension.)

I (we) hereby certify that the committed flow*** to the
BAYSHORE REGIONAL SEWERAGE AUTHORITY
(Name of Wastewater Treatment Plant)

does not exceed the presently permitted design capacity and with the additional flow proposed by this application, the permitted design capacity is not anticipated to be exceeded. I (we) further certify that the treatment plant is currently complying with its conventional and non-conventional NJPDES permit requirements (see N.J.A.C. 7:14A-22.17(b)-(d), percent removal and toxicity requirements excluded from this certification) as determined by a rolling average of the three most recent monthly discharge monitoring reports that were required to be submitted to the Department as of this date, and based upon my (our) assessment of all information pertinent to this permit request, is anticipated to continue to do so with the additional flow from this project.

Accepted for Treatment by _____
(Name of Treating Authority)

Signed* _____ Date _____

Type Name and Position _____

Name of project and/or location EXECUTIVE DIRECTOR
MAIN + LITTLE STS. MATAWAN TOWN CENTER
LOTS 3,4,6,601,7,8 + 9 BLK 24

- * Cite authorization to sign for the governing body _____
- Resolution# _____ Dated _____
(Submit the resolution with the application. If no such resolution granting authority to sign exists, the governing body's full resolution, consenting to the project, must be submitted with the application.)
- ** For TWA applications, this section must be completed by the owner of the wastewater treatment facility receiving the wastewater identified in this application.

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Revision 09/2004

*** For the purposes of this certification, committed flow means the sum of the 1) actual metered flow, 2) flow from DEP approved TWA applications (not yet operational), and 3) flow from locally approved projects that do not require DEP approval.

Additional Information (For TWA Applications)

1. Approvals, permits, service contracts, or other reservations of flow capacity issued or agreed to by any participating municipality or sewerage agency do not constitute the required approval of the DEP.
2. For computation of actual flow at the receiving wastewater treatment plant, the average flow processed by the facility for the three (3) month period immediately preceding the submission of the application shall be used. Pursuant to the NJPDES regulations (N.J.A.C. 7:14A), no application shall be submitted to the DEP if the wastewater treatment facility is not meeting its discharge permit requirements.

Lack of Consent*

1. The affected sewerage authority or municipality must consent to the application or submit comments to the DEP within 60 days of the applicant's request for consent. Prior to the expiration of the 60-day period to respond to a request for a written statement of consent, the municipality or sewerage authority may request a 30-day time extension.
2. Any document issued by a sewerage authority or municipality which is a tentative, preliminary, or conditional approval shall not be considered a statement of consent.
3. When the affected sewerage authority or municipality does not consent to a project, it shall state all reasons for rejection or disapproval in a resolution and send a certified copy of the resolution to the DEP.
4. When the affected sewerage authority or municipality expressly denies a request for a written statement of consent for a project, the permit application may be determined by the DEP to be incomplete for processing; or in the alternative, the DEP may review the reasons for denial. Any such reasons shall be considered by the DEP in determining whether to issue a draft permit in accordance with N.J.A.C. 7:14A-15.6, or a Treatment Works Approval or sewer connection approval in accordance with N.J.A.C. 7:14A-22.
5. When the affected sewerage authority or municipality does not issue a written statement of consent in accordance with (1) above, or a denial in accordance with (3) above, the DEP, upon receipt of proof that the applicant has delivered to the affected agency a written request for a statement of consent, shall review the reasons therefore, if known on the basis of reasonably reliable information. Any such reasons shall be considered by the DEP in determining whether to issue a draft permit in accordance with N.J.A.C. 7:14A-15.6, or a Treatment Works Approval in accordance with N.J.A.C. 7:14A-22. The DEP, may in its discretion, deem the application to be incomplete pending the expiration of the time period set forth in (1) above.

* This section has been excerpted from the NJPDES regulations for guidance purposes only. Please refer to N.J.A.C. 7:14A-22.8(a)3 for the complete requirements concerning statements of consent.

Notice: False statements, representations, or certifications, in any application, record, or document are subject to fines and penalties as set forth in the Water Pollution Control Act (N.J.S.A. 58:10A-10F 2 and 3.

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**STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
DIVISION OF WATER QUALITY**

TWA-1

Treatment Works Approval Permit Application

Refer to Instructions on Page 4 and Provide All Applicable Information. Please Print or Type.

1. APPLICANT/OWNER*

Name BOROUGH OF MATAWAN Telephone (732) 566-3898
 Permanent Legal Address 201 BROAD STREET
 City or Town MATAWAN State NJ Zip Code 07747 E-mail _____

* Applicant/Owner should be the eventual owner of the proposed Treatment Works.

2. LOCATION OF ACTIVITY

Name of Facility/Site MATAWAN TOWN CENTRE
 Street Address/Location 126 MAIN STREET
 Lot No. 3, 4, 6, 6.01, 7, 8 + 9 Block No. 24
 City or Town MATAWAN BOROUGH State NJ Zip Code 07747
 Municipality MATAWAN BOROUGH County MONMOUTH

3. NEW JERSEY LICENSED PROFESSIONAL ENGINEER

Name RICHARD K. HEUSER, PE + LS N.J. License No. GB 1776
 Name of Firm, if employee RICHARD K HEUSER PC
 Mailing Address 307 MAIN STREET
 City or Town MATAWAN State N.J. Zip Code 07747
 Telephone (732) 566-0850 Fax (732) 566 0850 E-Mail bruce.heuser@verizon.net

4. ESTIMATED CONSTRUCTION COST AND APPLICATION FEE

A. Cost of treatment works proposed in this application \$ 5,310
 (Attach a breakdown of the cost of all items related to the construction of the proposed treatment works).

B. Application Fee \$ 850.00
 (In accordance with N.J.A.C. 7:10-1.5 et seq., made payable to Treasurer, State of NJ, Environmental Services Fund).

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5. OTHER REQUIRED PERMITS

If any of the the following applications have been submitted for this project, provide the applicable information.

Permit Type	Application Status		Application Date (or Application No.)
	Pending (check one)	Approved*	
• Treatment Works Approval	<input type="checkbox"/>	<input type="checkbox"/>	
• Exemption From Sewer Ban	<input type="checkbox"/>	<input type="checkbox"/>	
• Water Quality Management Plan Amendment	<input type="checkbox"/>	<input type="checkbox"/>	
• CAFRA	<input type="checkbox"/>	<input type="checkbox"/>	
• Stream Encroachment	<input type="checkbox"/>	<input type="checkbox"/>	
• Freshwater Wetlands	<input type="checkbox"/>	<input type="checkbox"/>	
• Tidal or Coastal Wetlands	<input type="checkbox"/>	<input type="checkbox"/>	
• Waterfront Development	<input type="checkbox"/>	<input type="checkbox"/>	
• NJPDES Permits	<input type="checkbox"/>	<input type="checkbox"/>	
• Pinelands Certificate	<input type="checkbox"/>	<input type="checkbox"/>	
• Delaware & Raritan Canal Commission	<input type="checkbox"/>	<input type="checkbox"/>	
• Hackensack/Meadowlands Commission	<input type="checkbox"/>	<input type="checkbox"/>	
• MATAWAN BORO. UNIFIED Other Related Approvals PLANNING & ZONING BOARD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	FEB. 6, 2012

(* If any of the above applications were approved, please provide a copy of the approval with this application).

6. PROJECT DESCRIPTION (Brief Description of Proposed Treatment Works and Intended Use).

TO CONNECT THE MATAWAN TOWN CENTER APARTMENT + RETAIL
BUILDING TO THE EXISTING SANITARY SEWER SYSTEM
IN LITTLE STREET WITH 34 LF. OF 6" SEWER LATERAL

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7. APPLICANT'S AGENT (Optional)

I, BOROUGH OF MATAWAN
(Applicant/Owner's Name)
authorize to act as my agent/representative in all matters pertaining to my application the following person:
Name RICHARD K. HEUSER P.E. & L.S. Position PROJECT DESIGN ENGINEER
Address 307 MAIN STREET City MATAWAN
State NJ Zip Code 07747 Telephone (732) 566 0850
[Signature] 4/2/15
Signature of Agent Date Signature of Applicant/Owner Date

8. PROPERTY OWNER'S CERTIFICATION

I hereby certify that _____
(Property Owner's Name)
owns the property identified in this application. As owner, I grant permission for the activity to be permitted under this application and authorize the Department of Environmental Protection to conduct on-site inspections, if necessary. If the construction activity will take place in an easement, I certify that with this application, I presently have or will obtain permission of the property owner(s) prior to initiation of construction of this proposed treatment works.

Signature of Owner Date

Print or Type: Name and Position _____

9. STATEMENT OF PREPARER OF PLANS, SPECIFICATIONS AND ENGINEER'S
REPORT AND/OR ABSTRACT

I hereby certify that the engineering plans, specifications, and engineer's report and/or abstract applicable to this project comply with the current rules and regulations of the Department of Environmental Protection with the exceptions as noted.

[Signature] 4/2/15
Signature of Engineer Date

Print or Type: Name and Position RICHARD K HEUSER P.E. & L.S.
N.J. Lic. # 6B1776
P.E.S., RICHARD K HEUSER, P.C.

PROFESSIONAL ENGINEER'S
EMBOSSSED SEAL

Mayor Buccellato read by title Resolution 15-08-17: Authorizing Application to the New Jersey Department of Transportation to Combine the Fiscal Year 2014 and 2015 Grants for the 2015 Road Program Project. Mayor Buccellato requested a motion. Councilman Caldron made the motion, seconded by Councilman Lopez. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Lopez
Councilman Urbano
Councilwoman Clifton

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Councilman Caldon
Councilwoman Gould

Motion passed.

**RESOLUTION 15-08-17
AUTHORIZING APPLICATION TO THE
NEW JERSEY DEPARTMENT OF TRANSPORTATION
TO COMBINE THE FISCAL YEAR 2014 AND 2015 GRANTS FOR THE 2015 ROAD PROGRAM PROJECT**

WHEREAS, the Borough of Matawan has been awarded a grant in the amount of Two Hundred Thousand Dollars and No Cents (\$200,000.00) (Mill Road, Phase 2) for fiscal year 2014 as well as a grant in the amount of One Hundred Ninety Five Thousand Dollars and No Cents (\$195,000.00) (Middlesex Road) for the fiscal year 2015 from the New Jersey Transportation Trust Fund Authority; and

WHEREAS, for reasons of efficiency and economy, the Borough of Matawan wishes to combine both the 2014 and the 2015 grants into one single project for the purposes of review by the Department of Transportation as well as for the solicitation of bids for the project;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan respectfully request that the aforementioned 2014 and 2015 grants be combined into one single project for the purposes of Department of Transportation Review as well as for the solicitation of bids for the 2015 Road Program Project.

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, as well as Public Works.

Mayor Buccellato read by title Resolution 15-08-18: A Resolution of the Borough of Matawan, New Jersey Approving the Form and Authorizing the Execution and Delivery of a Letter of Representation and a Continuing Disclosure Agreement in Connection with the Issuance and Delivery of the Monmouth County Improvement Authority’s Capital Equipment Pooled Lease Revenue Bonds, Series 2015 and Authorizing an Authorized Municipal Representative to do all Other Things Deemed Necessary or Advisable in Connection with the Issuance, Sale and Delivery of Such Bonds. Mayor Buccellato asked if this resolution could be passed but then amended if the council decided. Mr. Menna said that he thought so, as long as it was before the time when it had to be submitted to MCIA. Mayor Buccellato requested a motion. Councilman Urbano made the motion, seconded by Councilwoman Clifton. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Lopez
Councilman Urbano
Councilwoman Clifton
Councilman Caldon
Councilwoman Gould

Motion passed.

**RESOLUTION 15-08-18
A RESOLUTION OF THE BOROUGH OF MATAWAN, NEW JERSEY APPROVING THE FORM AND
AUTHORIZING THE EXECUTION AND DELIVERY OF A LETTER OF REPRESENTATION AND A
CONTINUING DISCLOSURE AGREEMENT IN CONNECTION WITH THE ISSUANCE AND DELIVERY
OF THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY’S CAPITAL EQUIPMENT POOLED
LEASE REVENUE BONDS, SERIES 2015 AND AUTHORIZING AN AUTHORIZED MUNICIPAL
REPRESENTATIVE TO DO ALL OTHER THINGS DEEMED NECESSARY OR ADVISABLE IN
CONNECTION WITH THE ISSUANCE, SALE AND DELIVERY OF SUCH BONDS**

WHEREAS, the Borough of Matawan, New Jersey (the “Municipality”) desires to lease and permanently finance the cost of acquisition of certain capital equipment (the “Equipment”) from The Monmouth County Improvement Authority (the “Authority”); and

WHEREAS, the Authority will provide for the financing of the cost of the acquisition of the Equipment by the issuance of its Capital Equipment Lease Revenue Bonds, Series 2015 (Matawan Project) (the “Bonds”) payable from rentals by the Municipality pursuant to a Lease and Agreement by and between the Municipality and the Authority (the “Lease”); and

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***WHEREAS**, in order to induce the Authority to issue and deliver the Bonds and its Capital Equipment Pooled Lease Revenue Bonds, Series 2015, there has been prepared and submitted to the Municipality a Letter of Representative in the form attached hereto as Exhibit A; and*

***WHEREAS**, there has been prepared and submitted to the Municipality a Continuing Disclosure Agreement in the form appended hereto as Exhibit B for execution by the Municipality if the Authority shall determine that the Municipality is or will be an “obligated person” with respect to the Authority’s Capital Equipment Lease Revenue Bonds, Series 2015 within the meaning of Rule 15c2-12 of the United States Securities and Exchange Commission (an “Obligated Person”):*

NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH OF MATAWAN AS FOLLOWS:

Section 1. That the Letter of Representation, in the form presented to this meeting, be and the same is hereby approved, and any Authorized Municipal Representative (as that term is defined in the Lease) is hereby authorized to, and one of such officers shall execute the Letter of Representation, with such additions, deletions or modifications as such officer shall approve, and to deliver the same to the addressees designated on such Letter of Representation, such approval to be conclusively evidenced by the execution and delivery thereof.

Section 2. That the Continuing Disclosure Agreement in the form presented to this meeting, be and the same is hereby approved, and any Authorized Municipal Representative is hereby authorized to, and one of such officers shall execute the Continuing Disclosure Agreement, with such additions, deletions or modifications as such officer shall approve, and to deliver the same upon the determination by the Authority that the Municipality is or will be an Obligated Person, such approval to be conclusively evidenced by the execution and delivery thereof.

Section 3. That any Authorized Municipal Representative is hereby authorized and directed to execute and deliver any and all documents and instruments and to do and cause to be done any and all acts and things necessary or property for carrying out the sale, issuance and delivery of the Bonds, the Authority’s Capital Equipment Pooled Lease Revenue Bonds, Series 2015 and all related transactions contemplated by this resolution.

Section 4. All resolutions or proceedings or parts thereof, in conflict with the provisions of this resolution are to the extent of such conflict hereby repealed.

Section 5. This resolution shall become effective immediately.

Date: August 11, 2015.

Vote:

Ayes: *Councilwoman Linda Clifton
Councilman Michael Caldon
Councilwoman Donna Gould
Councilman Andrew Lopez
Councilman Joseph Urbano*

Nays:

Abstain:

Absent: *Councilwoman Kimberly Daly*

Mayor Buccellato read by title Resolution 15-08-19: Governing Body Certification of the Annual Audit – 2014. Mayor Buccellato requested a motion. Councilman Lopez made the motion, seconded by Councilwoman Clifton. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Lopez
Councilman Urbano
Councilwoman Clifton
Councilman Caldon
Councilwoman Gould

Motion passed.

**RESOLUTION 15-08-19
GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT - 2014**

***WHEREAS**, NJSA 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and*

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WHEREAS, the Annual Report of Audit for the year 2014 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to NJSA 40A:5-6, and a copy has been received by each member of the Governing Body; and

WHEREAS, RS 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated NJAC 5:30-6.5, a regulation requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations”; and

WHEREAS, the members of the Governing Body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations,” as evidenced by the group affidavit form of the Governing Body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five (45) days after the receipt of the annual audit, pursuant to NJAC 5:30-6.5; and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local Governing Body to the penalty provisions of RS 52:27BB-52, to wit:

RS 52:27BB-52: A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the Director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Matawan, hereby states that it has complied with NJAC 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON AUGUST 11, 2015.

Karen Wynne, RMC
Municipal Clerk

**CERTIFICATION OF GOVERNING BODY OF THE ANNUAL AUDIT
GROUP AFFIDAVIT FORM
NO PHOTO COPIES OF SIGNATURES**

STATE OF NEW JERSEY
COUNTY OF MONMOUTH

We, members of the Governing Body of the Borough of Matawan, in the County of Matawan, being duly sworn according to law, upon our oath depose and say:

- 1. We are duly elected members of the Mayor and Council, of the Borough of Matawan, in the county of Monmouth;*
- 2. In the performance of our duties, and pursuant to NJAC 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to NJSA 40A:5-6 for the year 2014;*
- 3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled “Comments and Recommendations.”*

(L.S.)Councilman Caldon

(L.S.)Councilman Urbano

(L.S.)Councilwoman Clifton

(L.S.)

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<hr/> (L.S.)Councilwoman Daly	(L.S.)
<hr/> (L.S.)Councilwoman Gould	(L.S.)
<hr/> (L.S.)Councilman Lopez	(L.S.)
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Mayor Buccellato read by title Resolution 15-08-20: Borough of Matawan – Monmouth County Corrective Action Report for 2014 Audit Report. Mayor Buccellato requested a motion. Councilman Lopez made the motion, seconded by Councilwoman Clifton. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Lopez
Councilman Urbano
Councilwoman Clifton
Councilman Caldon
Councilwoman Gould

Motion passed.

**RESOLUTION 15-08-20
BOROUGH OF MATAWAN – MONMOUTH COUNTY
CORRECTIVE ACTION REPORT FOR 2014
AUDIT REPORT**

1. Audit Comment 2014-1: Ordinance #85-23 in the General Capital Fund has a cash deficit in excess of five years old.

Department: Finance/Monica Antista

Description of Circumstances: The auditor noted that Ordinance #85-23 had a cash deficit in excess of five years old.

Corrective Action: The Borough will seek funding for this Ordinance.

Date of Implementation: August–September 2015

2. Audit Comment 2014-2: Deposits in Dog Tax Fund were not deposited within 48 hours of collection.

Department: Borough Clerk/Karen Wynne

Description of Circumstances: Numerous receipts in the Dog Tax Trust were not deposited within the 48 hours of collection.

Corrective Action: Deposits are processed and handed into the CFO within the 48 hours of collection.

Date of Implementation: August 2014

3. Audit Comment 2014-3: Interfund balances existed at year-end.

Department: Finance/Monica Antista

Description of Circumstances: Interfund balances existed at year-end.

Corrective Action: Continuing efforts are being made to ensure the liquidation of all necessary interfunds prior to year-end when cash is available.

Date of Implementation: November-December 2015

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4. Audit Comment 2014-4: Expenditures were charged to incorrect grant line.

Department: Finance/Monica Antista

Description of Circumstances: Expenditures were charged to incorrect grant line.

Corrective Action: Correction to appropriate grant lines were done immediately upon finding the error.

Date of Implementation: April-May 2015

5. Audit Comment 2014-5: Expended monies from the Grant Fund which was not appropriated in the municipal budget or approved as a Chapter 159.

Department: Finance/Monica Antista

Description of Circumstances: Expenditures were made from the Grant Fund without being appropriated in the 2014 Municipal Budget or approved as a Chapter 159.

Corrective Action: Going forward all grant expenditures will be from appropriated budget lines or through an approved Chapter 159.

Date of Implementation: August 2015

Respectively submitted
August 11, 2015

(Signature on File)

Monica A. Antista
Chief Financial Officer/Treasurer

Mayor Buccellato read by title Ordinance 15-13 Ordinance Authorizing the Leasing of Certain Capital Equipment by the Borough of Matawan, New Jersey from the Monmouth County Improvement Authority and the Execution of a Lease and Agreement Relating Thereto. Mayor Buccellato requested a motion to introduce. Councilwoman Clifton made the motion, seconded by Councilman Urbano. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Lopez
Councilman Urbano
Councilwoman Clifton
Councilman Caldon
Councilwoman Gould

Motion passed.

ORDINANCE 15-13

ORDINANCE AUTHORIZING THE LEASING OF CERTAIN CAPITAL EQUIPMENT BY THE BOROUGH OF MATAWAN, NEW JERSEY FROM THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY AND THE EXECUTION OF A LEASE AND AGREEMENT RELATING THERETO

BE IT ORDAINED by the Borough Council of the Borough of Matawan, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

Section 1. Pursuant to Section 78 of the County Improvement Authorities Law, N.J.S.A. 40:37A-44, et seq., the Borough of Matawan (the "Municipality") is hereby authorized to unconditionally and irrevocably lease certain items of capital equipment from The Monmouth County Improvement Authority (the "Authority") pursuant to a Lease and Agreement, substantially in the form submitted to this meeting (the "Lease"), a copy of which is on file in the office of the Clerk to the Municipality. The Mayor is hereby authorized to execute the Lease on behalf of the Municipality in substantially such form as submitted to this meeting and with such changes as may be approved by the Mayor, which approval shall be conclusively evidenced by the execution thereof, and the Clerk to the Municipality is hereby authorized to affix and attest the seal of the Municipality.

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Section 2. The following additional matters are hereby determined, declared, recited and stated:

(a) In recognition of the fact that the lease payment of the Municipality under the Lease will be based, in part, on the amount of bonds issued by the Authority to finance the acquisition of the leased equipment and the interest thereon, the maximum amount of bonds which the Authority shall issued to finance the acquisition of the equipment to be leased to the Municipality shall not exceed \$650,000 and the interest rate on said bonds shall not exceed five and fifty hundredths percent (5.50%) per annum;

(b) The items to be leased from the Authority shall be as set forth in Schedule A hereto; provided that the Mayor or any authorized municipal representative (as defined in the Lease) may substitute or add items of equipment in accordance with the provisions of the Lease; and

(c) The lease term applicable to a particular item of leased equipment shall not exceed the useful life of such item.

Section 3. This ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by law.

Mayor Buccellato read by title Ordinance 15-14 Amending the Code of the Borough of Matawan Chapter 11, Section 11-1.3 - Park Hours. Mayor Buccellato requested a motion to introduce. Councilman Urbano made the motion, seconded by Councilman Lopez. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Lopez
Councilman Urbano
Councilwoman Clifton
Councilman Caldon
Councilwoman Gould

Motion passed.

**ORDINANCE 15-14
AMENDING THE CODE OF THE BOROUGH OF MATAWAN
CHAPTER 11, SECTION 11-1.3 - PARK HOURS**

BE IT ORDAINED by the governing body of the Borough of Matawan, that they hereby amend the Borough of Matawan Code Chapter 11-1.3 Park Hours to read as follows:

SECTION ONE:

11-1.3 Park Hours - Except for unusual and unforeseen emergencies, parks shall be open to the public every day of the year during the designated hours. The designated hours for the parks will be open at dawn and close at dusk. The notification of the parks being open from dawn to dusk shall be posted in each individual park. Notwithstanding the provision for closure at dusk, organized sport or recreational activities are excluded from this requirement at fields that are equipped with public lighting systems. Similarly, the public may enjoy those recreational benefits at fields equipped with public lighting until 10:00 PM, unless extended by resolution of the governing body for a specific event.

Any section or part of any park may be declared closed to the public by the governing body at any time and for any interval of time, either temporary or at regular and stated intervals (daily or otherwise) and either entirely or merely to certain uses, as the governing body shall find reasonably necessary.

SECTION TWO: *Any portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this ordinance.*

SECTION THREE: *If any provisions of the ordinance or the application of any such provision to any person or circumstance is declared invalid, such invalidity shall not effect the other provisions, or applications of this ordinance which can be given effect, to the end, the provision of this ordinance are declared to be severable.*

SECTION FOUR: *This ordinance shall take effect immediately upon passage and adoption according to law.*

The Clerk informed the public hearing is scheduled for September 1, 2015.

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Mayor Buccellato read by title Ordinance 15-15 Amending and Supplementing the Revised General Ordinances of the Borough of Matawan Chapter 5 – Animal Control. Mayor Buccellato requested a motion to introduce. Councilman Urbano made the motion, seconded by Councilwoman Clifton. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Lopez
Councilman Urbano
Councilwoman Clifton
Councilman Caldon
Councilwoman Gould

Motion passed.

**ORDINANCE 15-15
AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF
THE BOROUGH OF MATAWAN
CHAPTER 5 – ANIMAL CONTROL**

***BE IT ORDAINED** by the Council of the Borough of Matawan, recognizes if you own of keep animals, you have a legal duty to take care of those animals, and you need to take reasonable steps to protect their welfare and prevent their suffering. As a general principle, you must not leave or place animals in circumstances where they are likely to suffer; and*

SECTION ONE:

***BE IT ORDAINED**, the following terms shall be added to Section 5-1 Definitions in alphabetical order:*

***Container** shall mean a clean receptacle designed to hold water which is sturdy, hard to tip and suitable to the pet and circumstance.*

***Extreme Weather** shall mean temperatures above 85 degrees or below 40 degrees, and depending on the species, age, condition, size and type of each animal, weather warnings and watches, hurricanes, tornadoes, floods and blizzards.*

***Shade** shall mean an area out of the direct sunlight or an area having the direct sunlight blocked during the months of May through and including October.*

***Shelter** (replaces current definition) shall mean shelter/doghouse that is suitable for the species, age, condition, size and type of each animal and protects each animal from injury, rain, sleet, snow, hail, direct sunlight, the adverse effects of heat or cold, and maintains the physical condition of the animal so as to maintain the animal in a state of good health. Such shelter shall be large enough for the animal to turn around and lay down yet not so tall that the animal's body heat dissipates easily.*

***Tufts Scale** shall mean The Tufts Animal Care and Condition Scale for assessing body condition, weather and environmental safety, and physical care in dogs; authored by the Tufts University School of Veterinary Medicine.*

***Water** shall mean fresh, clean water provided daily in all situations in sufficient quantity in an appropriate container for the pet and the circumstance (e.g., no metal bowls in winter).*

***BE IT ORDAINED**, Section 5-6.2 Shelter and Care of Animals shall be amended and supplemented as follows:*

The Tufts Animal Care and Condition Scale shall be used as a guide to assess reasonable treatment.

a. Condition of Pens and Premises. It shall be unlawful for any person keeping or harboring animals to fail to keep the premises where such animals are located free from excessive animal waste and offensive odors to the extent that such waste and odors disturb person(s) residing or located within twenty (20) feet of the premises. It shall be unlawful to allow the premises where animals are kept to become unclean and a threat to the public health by failing to diligently and systematically remove all animal waste from the premises. (Ord. No. 08-25)

b. No owner, caretaker or handler shall withhold proper shelter, protection from weather, safety in extreme weather, veterinary care and immediate care to any animal. No owner, caretaker, or handler shall fail to provide his or her animal with sufficient food and fresh drinkable water on a daily basis. Food and water must be in an animal food-consumption or water-consumption-type container, feeder or watering device.

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c. No animal shall be subjected to unnecessary suffering and cruelty such as subjecting the animal to prolonged fear, injury, pain or physical abuse or extreme weather. Interaction with humans and other animals shall not be unreasonably withheld. This Section does not apply to any individual currently licensed by the State Board of Veterinary Medical Examiners to practice veterinary medicine, who is acting within his or her scope of practice to deliver acceptable and medically sound veterinary care for an animal.

d. No animal shall be left unattended in a motor vehicle without sufficient airflow or under extreme heat conditions (70 or more degrees on a sunny day and/or more than 84 degrees inside the vehicle) as to render the animal susceptible to heat prostration or any other adverse condition that would be caused by said behavior, including death.

SECTION TWO: Any portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this ordinance.

SECTION THREE: If any provisions of the ordinance or the application of any such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions, or applications of this ordinance which can be given effect, to the end, the provision of this ordinance are declared to be severable.

SECTION FOUR: This ordinance shall take effect immediately upon passage and adoption according to law.

The Clerk informed the public hearing is scheduled for September 1, 2015.

Mayor Buccellato read by title Resolution 15-08-21: Payment of Bills. Mayor Buccellato requested a motion. Councilman Lopez made the motion, seconded by Councilwoman Clifton. Mayor Buccellato requested a roll call. A roll call vote was taken.

Yes: Councilman Lopez
Councilman Urbano
Councilwoman Clifton
Councilman Caldon
Councilwoman Gould

Motion passed.

**RESOLUTION 15-08-21
PAYMENT OF BILLS**

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

Current	\$2,769,986.84
Water & Sewer	\$186,125.54
Borough Capital	\$62,710.06
Water Capital	\$180,100.67
Grant	\$851.00
Borough Trust	\$123,648.87
Developers Escrow Account	\$178.75
Dog Tax Trust	\$2,915.00
Railroad Parking Trust	\$18,456.82
Recreation Trust	\$25,674.88
Total	\$3,370,648.73

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.

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Robert Anfuso, 258 Main Street, Matawan. Mr. Anfuso related an upcoming basketball tournament this weekend to be held at Clinton Street Park, asking the Mayor to hand the ball to referee at the beginning of tournament. Mayor Buccellato answered he will gladly be there. Mr. Anfuso related receipt of “loaner” benches from Jackson Street (Pennipede) Park to Clinton Street Park for this event asking if the benches could be permanently placed in Clinton Street Park until the new bleachers can be purchased. Mayor Buccellato requested they do one thing at a time asking Mr. Anfuso attend a Recreation Committee meeting in order for the Committee to advise him.

Loretta Windas, 138 Aberdeen Road, Matawan. Ms. Windas expressed her gratitude to Council for the introduction of Ordinance 15-15 stating she is happy to help the Governing Body spread the word about the Ordinance.

Fran Bucco, 79 Freneau Avenue, Matawan. Ms. Bucco asked for an update about The Preserve. Mr. Ferrara informed they were written two citations and been to court twice. The Judge threw out the first citation and upheld the second. The new Code Enforcement Officer, Ken Marr, has been instructed to keep this a priority item and has already had one meeting with The Preserve, and a second is scheduled with Larry Kasica of the Monmouth County Board of Health. Mr. Menna stated on health and safety issues if it is a daily violation that remains unabated, fines can be levied daily. He also stated a gate is required at the garbage enclosures and covers. Ms. Bucco stated there are not and presented pictures documenting same. Councilman Caldon informed he will personally stop by tomorrow to investigate. Mr. Keady related his offer to The Preserve to work with their engineer to work with them to resolve the issue. The Preserve has yet to respond. Mayor Buccellato requested Mr. Keady to reach out again.

Mayor Buccellato closed the Privilege of the Floor.

Mayor Buccellato requested Mr. Keady provide for a status on the 2013 Road Improvement Program. Mr. Keady reported the 2013 punchlist consisted of the following:

- Contract #1 – Mr. Keady is in discussions with the contractor about spalling concrete conditions, and T&M has had a concrete specialist offer recommendations.
- Contract #2 has less issues and Esposito Construction will replace their concrete on Monday.

Adjournment

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

Meeting adjourned at 8:18 PM.

(Signature on File)

Karen Wynne, RMC
Municipal Clerk