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 February 2, 2016 with Mayor Altomonte presiding. Pursuant to Section 5 of the Open Public Meetings Act, adequate notice of this meeting has been provided by publishing notification in *The Independent* on January 14, 2016, by sending notice to the *Asbury Park Press*, and by posting. Mayor Altomonte called the meeting to order at 7:15 PM requesting a roll call.

On roll call the following members responded present:

Yes: Councilman Caldon

Councilman Reeve Councilman Vergaretti Councilman Urbano Councilwoman Gould Councilwoman Clifton

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

Mayor Altomonte asked everyone to stand for a Moment of Silence.

Mayor Altomonte asked everyone to stand for a Salute to the Flag.

Approval of Meeting Minutes

Mayor Altomonte requested a motion to approve meeting minutes of January 19, 2016. Councilwoman Clifton made the motion, seconded by Councilwoman Gould. Council agreed. Motion passed.

Workshop Item(s)

Water Meters

Mr. Ferrara informed the bid opening for water meters is scheduled for February 17, 2016.

Consent Agenda

Mayor Altomonte read by title Resolutions 16-02-02 through and including 16-02-07 requesting a motion to approve en masse. Councilwoman Gould made the motion, seconded by Councilwoman Clifton. Mayor Altomonte requested a roll call vote. A roll call vote was taken.

Yes: Councilman Caldon

Councilman Reeve Councilman Vergaretti Councilman Urbano Councilwoman Gould Councilwoman Clifton

Motion passed.

RESOLUTION 16-02-02 REDEMPTION OF TAX SALE CERTIFICATE PUBLIC TAX INVESTMENTS, LLC CERTIFICATE #15-00022

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #15-00022 was sold to Public Tax Investments, LLC, 575 Route 70, Second Floor, Brick, NJ 08723; and

WHEREAS, Certificate #15-00022 has been paid and fully redeemed for the property owner, Block 19, Lot 13, otherwise known as 25 Park Ave.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$862.80 and a Premium of \$1,400.00 to the above for the redemption of Tax Sale Certificate #15-00022.

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

RESOLUTION 16-02-03 REDEMPTION OF TAX SALE CERTIFICATE CHRISTIANA TRUST AS CUST GSRAN-Z, LLC CERTIFICATE #15-00045

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #15-00045 which was sold to Christiana Trust as Cust GSRAN-Z, LLC Deposit Acct., PO Box 71276, Philadelphia, PA 17176; and

WHEREAS, Certificate #15-00045 has been paid and fully redeemed for the property owner, Block 37, Lot 4, otherwise known as 202 Main St.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$6,036.45 and a Premium of \$9,400.00 to the above for the redemption of Tax Sale Certificate #15-00045.

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

RESOLUTION 16-02-04 REDEMPTION OF TAX SALE CERTIFICATE SUNSHINE ST CERT V/BANKUNITED CERTIFICATE #15-00123

WHEREAS, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #15-00123 which was sold to Sunshine St Cert V/BankUnited, 7900 Miami Lakes Drive West, Miami Lakes, FL 33016; and

WHEREAS, Certificate #15-00123 has been paid and fully redeemed for the property owner, Block 123.02, Lot 8, otherwise known as 17 Somerset Pl.

NOW, THEREFORE, BE IT RESOLVED by the Council of The Borough of Matawan, that they hereby authorize payment in the amount of \$2,665.42 and a Premium of \$10,600.00 to the above for the redemption of Tax Sale Certificate #15-00123.

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

RESOLUTION 16-02-05 APPROVAL OF RAFFLE LICENSE KEYPORT EDUCATION FOUNDATION, INC. GIFT AUCTION RA-674

BE IT RESOLVED by the Council of the Borough of Matawan that they hereby approve the raffle license for Keyport Education Foundation, Inc.

Name & Location of Organization's Event Sterling Gardens 227 Freneau Avenue Matawan, New Jersey 07747 <u>Date & Time</u> March 4, 2016 7:00 PM to 11:00 PM

BE IT FURTHER RESOLVED that a true certified copy of this Resolution shall be forwarded to the following: Police, Clerk, as well as Keyport Education Foundation, Inc.

RESOLUTION 16-02-06 APPROVAL OF RAFFLE LICENSE WOMAN'S CLUB OF MATAWAN, INC. GIFT AUCTION RA-675

BE IT RESOLVED by the Council of the Borough of Matawan that they hereby approve the raffle license for Woman's Club of Matawan, Inc.

Name & Location of Organization's Event 199 Jackson Street Matawan, New Jersey 07747 <u>Date & Time</u> March 4, 2016 7:00 PM to 11:00 PM

BE IT FURTHER RESOLVED that a true certified copy of this Resolution shall be forwarded to the following: Police, Clerk, as well as Woman's Club of Matawan, Inc.

RESOLUTION 16-02-07 RELEASE OF ESCROW FUNDS ANTHONY & MARGARET VELASCO 220 MATAWAN AVENUE - BLOCK 65.01, LOT 2 PERMIT FOR STREET OPENING

WHEREAS, Anthony & Margaret Velasco has requested the release of the balance of their escrow account for 220 Matawan Avenue, Block 65.01, Lot 2, Permit for Street Opening, Matawan, New Jersey; and

WHEREAS, the Treasurer/CFO Summary of Escrow Deposits Statement reflects the remaining cash portion balance as of January 28, 2016 is Six Hundred Five Dollars and Twenty Five Cents (\$605.25); and

WHEREAS, the Borough of Matawan Engineer, Robert Keady, Jr., PE, CMC of T&M Associates, has recommended the release of all remaining escrow.

NOW, THEREFORE, BE IT RESOLVED the Council of the Borough of Matawan hereby approves the release of the balance on the escrow funds in the amount of Six Hundred Five Dollars and Twenty Five Cents (\$605.25), to Anthony & Margaret Velasco, 220 Matawan Avenue, 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, Finance, as well as the Borough Engineer and Anthony & Margaret Velasco.

New Business

Mayor Altomonte read by title Resolution 16-02-08: Authorizing Credit of Water/Sewer Penalty Charges – Donna Poranski – 21 Taylor Road - Block 118, Lot 10. Mayor Altomonte requested a motion. Councilman Vergaretti made the motion, seconded by Councilman Reeve. Mayor Altomonte requested a roll call. A roll call vote was taken.

Yes: Councilman Caldon

Councilman Reeve Councilman Vergaretti Councilman Urbano Councilwoman Gould Councilwoman Clifton

Motion passed.

RESOLUTION 16-02-08
AUTHORIZING CREDIT OF WATER/SEWER PENALTY CHARGES
DONNA PORANSKI
21 TAYLOR ROAD - BLOCK 118, LOT 10

WHEREAS, the Post Office damaged Donna Poranski water/sewer bill resulting in late delivery of fourth quarter water/sewer billing incurring penalty charges in the total amount of Five Dollars and Sixty Four Cents (\$5.64); and,

WHEREAS, Ms. Poranski has previously paid all billing on time and hereby requests credit to the utility account of the imposed penalty.

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Matawan does hereby authorize credit of water/sewer penalty fees in the amount as indicated above to the utility account for water/sewer payments to Donna Poranski, 21 Taylor Road, 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, Finance, Public Works as well as Donna Poranski.

Mayor Altomonte read by title Resolution 16-02-09: Authorizing Credit of Water/Sewer Penalty Charges – Antoinette DiLorenzo – 337 Sloan Court - Block 120, Lot 5. Mayor Altomonte requested a motion. Councilwoman Clifton made the motion, seconded by Councilwoman Gould. Mayor Altomonte requested a roll call. A roll call vote was taken.

Yes: Councilman Caldon

Councilman Reeve Councilman Vergaretti Councilman Urbano Councilwoman Gould Councilwoman Clifton

Motion passed.

RESOLUTION 16-02-09 AUTHORIZING CREDIT OF WATER/SEWER PENALTY CHARGES ANTOINETTE DILORENZO 337 SLOAN COURT - BLOCK 120, LOT 5

WHEREAS, Antoinette DiLorenzo mistakenly had written her check wherein the numeric did not match the alpha resulting in late payment of fourth quarter water/sewer billing incurring penalty charges in the total amount of Four Dollars and Eight Cents (\$4.08); and,

WHEREAS, Ms. DiLorenzo has previously paid all billing on time and hereby requests credit to the utility account of the imposed penalty.

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Matawan does hereby authorize credit of water/sewer penalty fees in the amount as indicated above to the utility account for water/sewer payments to Antoinette DiLorenzo, 337 Sloan Court, 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, Finance, Public Works as well as Antoinette DiLorenzo.

Mayor Altomonte read by title Resolution 16-02-10: Approval of Borough of Matawan Volunteer Fire Department 2016 "Coin Toss." Mayor Altomonte requested a motion. Councilman Vergaretti made the motion, seconded by Councilwoman Gould. Mayor Altomonte requested a roll call. A roll call vote was taken.

Yes: Councilman Caldon

Councilman Reeve Councilman Vergaretti Councilman Urbano Councilwoman Gould Councilwoman Clifton

Motion passed.

RESOLUTION 16-02-10 APPROVAL OF BOROUGH OF MATAWAN VOLUNTEER FIRE DEPARTMENT 2016 "COIN TOSS"

WHEREAS, the Borough of Matawan Volunteer Fire Department has requested they be allowed to conduct a "coin toss" as follows for the 2016 year:

Saturday, April 16, 2016 9:00 AM to 1:00 PM Sunday, April 17, 2016 9:00 AM to 1:00 PM

Saturday, July 23, 2016 9:00 AM to 1:00 PM Sunday, July 24, 2016 9:00 AM to 1:00 PM

Saturday, October 15, 2016 9:00 AM to 1:00 PM Sunday, October 16, 2016 9:00 AM to 1:00 PM

Locations: Route 34 and Broad & Main Streets on Saturdays

Route 79 and Mill Road on Sundays; and

WHEREAS, the Borough of Matawan Volunteer Fire Department uses revenue generated from the "coin toss" to provide the Fire Department with many items that enable the department to enhance their service the community.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan hereby approves the request of the Borough of Matawan Volunteer Fire Department for their "coin toss."

BE IT FURTHER RESOLVED, the Council of the Borough of Matawan directs the Borough Clerk to forward a copy of this resolution to County of Monmouth Counsel, Hall of Records, Room 236, One East Main Street, Freehold, New Jersey 07728 for the approval of the Board of Chosen Freeholders.

BE IT FURTHER RESOLVED that a true certified copy of this Resolution shall be forwarded to the following Borough of Matawan Departments: Administration, Clerk, Police, Fire, First Aid.

Mayor Altomonte read by title Resolution 16-02-11: Tonnage Grant Application Year 2015. Mayor Altomonte requested a motion. Councilman Vergaretti made the motion, seconded by Councilwoman Clifton. Mayor Altomonte requested a roll call. A roll call vote was taken.

Yes: Councilman Caldon

Councilman Reeve Councilman Vergaretti Councilman Urbano Councilwoman Gould Councilwoman Clifton

Motion passed.

RESOLUTION 16-02-11 TONNAGE GRANT APPLICATION YEAR 2015

WHEREAS, the Mandatory Source Separation and Recycling Act PL 1987, c102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the 2015 Recycling Grant will memorialize the commitment of the municipality to recycling and to indicate the assent of the Borough Council of the Borough of Matawan to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED the Council of the Borough of Matawan hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Grace Rainforth, Recycling Coordinator, to ensure that the application is properly filed.

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purpose of recycling.

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 Recycling.

Mayor Altomonte read by title Resolution 16-02-12: Authorizing the Issuance of Summer Parking Passes – Railroad Parking. Mayor Altomonte requested a motion. Councilwoman Clifton made the motion, seconded by Councilman Vergaretti. Mayor Altomonte requested a roll call. A roll call vote was taken.

Yes: Councilman Caldon

Councilman Reeve Councilman Vergaretti Councilman Urbano Councilwoman Gould Councilwoman Clifton

Motion passed.

RESOLUTION 16-02-12 AUTHORIZING THE ISSUANCE OF SUMMER PARKING PASSES RAILROAD PARKING

WHEREAS, there is a need for additional parking for people working during the summer months; and

WHEREAS, there is also a decrease of regular permit holder using the parking lot during this same time period.

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Matawan hereby authorizes the issuance of Summer Railroad Parking Permits for the period of May 1, 2016 through August 31, 2016 for a fee of \$225.00.

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, and the Railroad Parking Enforcement Officer.

Mayor Altomonte read by title Resolution 16-02-13: Authorizing the Borough Administrator to Dispose of Borough Equipment with No Value or Use. Mayor Altomonte requested a motion. Councilman Caldon made the motion, seconded by Councilwoman Clifton. Mayor Altomonte requested a roll call. A roll call vote was taken.

Yes: Councilman Caldon

Councilman Reeve Councilman Vergaretti Councilman Urbano Councilwoman Gould Councilwoman Clifton

Motion passed.

RESOLUTION 16-02-13 AUTHORIZING THE BOROUGH ADMINISTRATOR TO DISPOSE OF BOROUGH EQUIPMENT WITH NO VALUE OR USE

WHEREAS, Tree Haven Apartments LLC is the owner of a multi-unit apartment complex known and designated at Tree Haven I and Tree Haven II located in the Borough of Matawan; and

WHEREAS, Tree Haven Apartments LLC is a property owner that since the adoption of the Municipal Services Act (NJSA 40:66-1.2, et seq.) has provided for its own solid waste collection services, as well as other services mandated by the Statute for reimbursement purposes from public entities to property owners; and

WHEREAS, Tree Haven Apartments LLC has been engaged in negotiations with the Borough of Matawan with respect to the extent and nature of the level of reimbursement since the adoption of the Municipal Services Act; and

WHEREAS, after extensive negotiations, as well as validation by way of audits and reviews by both the fiscal representatives of the Borough and the auditors for the apartment complex, the parties entered into a Settlement and Release Agreement that was executed in December 2015; and

WHEREAS, pursuant to the provisions of the Municipal Services Act, the Borough is statutorily obligated for repayment to the apartment complex pursuant to the provisions of said Act since the transition years following the adoption of the statute, January 1, 2002, through and including December 31, 2015; and

WHEREAS, the Borough and the property entered into a Settlement and Release Agreement whereby the certified reimbursement figures for the period from January 1, 2002, though and including December 31, 2015, is the sum of \$123,000.00 for the thirteen-year period; and

WHEREAS, the computation of said sum does not reflect any interest of any type, but is the statutory reimbursement: and

WHEREAS, the property owner agreed to a withholding of reimbursement until the monies were appropriated by the Municipality for the reimbursement payment pursuant to the provisions of the Municipal Services Act.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan that it herewith authorizes the issuance of repayment check to the property owner in the amount of \$123,000.00, constituting reimbursement for the statutory services that were provided by the property owner and for which the property owner is entitled to reimbursement pursuant to the Municipal Services Act, NJSA 40:66-1.2, et seq., for the period from January 1, 2002, through December 31, 2015.

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, Recycling as well as the Borough Attorney, Borough Auditor and Tree Haven Apartments, LLC.

Zoltan Varsanyi, Borough of Matawan Volunteer Fire Department Chief. Mr. Varsanyi informed Council the equipment is no longer certifiable by United States standards and is scheduled for donation to third world countries that are not held to those same standards.

Mayor Altomonte read by title Resolution 16-02-14: Authorizing County of Monmouth Mosquito Control Division to Conduct Aerial Mosquito Control Operations Within the Borough of Matawan. Mayor Altomonte requested a motion. Councilman Reeve made the motion, seconded by Councilman Urbano. Mayor Altomonte requested a roll call. A roll call vote was taken.

Yes: Councilman Caldon

Councilman Reeve Councilman Vergaretti Councilman Urbano Councilwoman Gould Councilwoman Clifton

Motion passed.

RESOLUTION 16-02-14
AUTHORIZING COUNTY OF MONMOUTH
MOSQUITO CONTROL DIVISION TO CONDUCT
AERIAL MOSQUITO CONTROL OPERATIONS WITHIN THE BOROUGH OF MATAWAN

WHEREAS, the Monmouth County Board of Chosen Freeholders, pursuant to NJSA 26:9-27 et seq. has elected through its Mosquito Control Division to perform all acts necessary for the elimination of mosquito breeding areas and/or to exterminate mosquitoes within the County; and

WHEREAS, the County has instituted an Integrated Pest Management Program consisting of surveillance, water management, biological control, and chemical control to exterminate the mosquito population within the County of Monmouth; and

WHEREAS, prior to conducting aerial dispensing operations over a designated "congested area," the County is required, pursuant to Federal Aviation Administration Regulation (FAR Part 137.51), to secure prior written approval from the governing body of the political subdivision over which the aircraft is to be operated; and

WHEREAS, the Borough of Matawan is designated as a "congested area" by the Federal Aviation Administration and the County has requested that this governing body consent to its proposed aerial dispensing operations.

NOW, THEREFORE, BE IT RESOLVED, as follows:

- 1. The Governing Body hereby authorizes the County of Monmouth Mosquito Control Division or its agent to apply pesticides by aircraft for mosquito control in certain areas of the municipality designated by the County as being either larval mosquito habitat or areas harboring high populations of mosquitoes constituting either a nuisance, a health hazard, or both with the understanding that:
 - a. the County shall utilize pesticides, application equipment and aircraft that are approved for aerial applications by the applicable Federal (USEPA) and State (NJDEP) agencies, and
 - b. such operations will be performed in compliance with applicable Federal and State regulations, and
 - c. the County will notify the police department of each municipality over which aerial pesticide operations are planned prior to commencement of such operations.

BE IT FURTHER RESOLVED that a true certified copy of this Resolution shall be forwarded to the following Borough of Matawan Departments: Administration, Public Works, Police, Clerk as well as the County of Monmouth Mosquito Control Division.

Mayor Altomonte read by title Resolution 16-02-15: Authorizing the Borough of Matawan to Extend its Lease Agreement With Ricoh USA, Inc. for Construction Office Copier. Mayor Altomonte requested a motion. Councilman Reeve made the motion, seconded by Councilman Urbano. Mayor Altomonte requested a roll call. A roll call vote was taken.

Yes: Councilman Caldon

Councilman Reeve Councilman Vergaretti Councilman Urbano Councilwoman Gould Councilwoman Clifton

Motion passed.

RESOLUTION 16-02-15 AUTHORIZING THE BOROUGH OF MATAWAN TO EXTEND ITS LEASE AGREEMENT WITH RICOH USA, INC. FOR CONSTRUCTION OFFICE COPIER

WHEREAS, the Council of the Borough of Matawan Resolution 14-01-55 authorized Borough of Matawan to Enter Into a Lease Agreement with Ricoh USA, Inc. for a Ricoh USA, Inc. copier for the Borough of Matawan Construction Office through the New Jersey State Contract Program; and

WHEREAS, the Construction Office wishes to extend said Agreement for an additional two (2) years in an amount of Nine Hundred Fifty Dollars and No Cents (\$950.00) per year per line item for a two year period not to exceed One Thousand Nine Hundred Dollars and No Cents (\$1,900.00) per year.

NOW, THEREFORE, BE IT RESOLVED the Council of the Borough of Matawan, hereby authorizes extending the attached Lease Agreement for a Ricoh USA, Inc. copier for the Borough of Matawan's Construction Office through the New Jersey State Contract Program, Ricoh USA, Inc., 485 Route 1 South, Building D, Suite 200, Iselin, New Jersey 08830, under the terms and conditions of the attached Lease Agreement.

BE IT FURTHER RESOLVED by the Council of the Borough of Matawan and the County of Monmouth, State of New Jersey that Louis C. Ferrara, Borough Administrator of the Borough of Matawan be and the same is hereby authorized to act as signator.

BE IT FURTHER RESOLVED, by the Council of the Borough of Matawan that Louis C. Ferrara, Borough Administrator of the Borough of Matawan, be and 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, and Construction.

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 6-01-22-195-200 and 6-01-26-265-300 Budget of the Borough of Matawan to Ricoh USA, Inc. for the Borough of Matawan in an amount of \$950.00 per year per line item for a two year period not to exceed One Thousand Nine Hundred Dollars and No Cents (\$1,900.00) per year.

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: February 2, 2016



| All terms and conditions of the Lease Agreement are incorporated into this Schedule and made a prior the lessor under the Lease Agreement, then, solely for purposes of this Schedule, we shall be decimed to be the lessor under the Lease Agreement. It is the into this Schedule be separately enforceable as a complete and independent agreement, independent of all other Schedules to the Lease Agreement. CUSTOMER INFORMATION BOROUGH OF MATATWAN Louis C Ferrara Billing Contact Name 201 BROAD ST 201 BROAD ST Freduct Location Address MATAWAN NJ 07747-3226 MATAWAN NJ 07747-3226 Billing Contact File phone Number (732) 566-3898 Billing Contact Telephone Number (732) 566-5061 Billing Contact Telephone Number (732) 566-5061 Qvy Product Description: Make & Model 1 RICOH EMBEDDED HOTSPOT TYPE S | |
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| This Product Schedule (this "Schedule") is between Ricoh USA, Inc. ("we" or "us") and BOROUGH OF MATATWAN as customer or lessee ("Customer" or "you"). This Schedule constitutes a "cogether with any amendments, attachments and addenda thereto, the "Lease Agreement" identified above, between the sessor under the Lease Agreement, then, solely for purposes of this Schedule, we shall be deemed to be the lessor under the Lease Agreement. It is the intensis Schedule be separately enforceable as a complete and independent agreement, independent of all other Schedules to the Lease Agreement. CUSTOMER INFORMATION BOROUGH OF MATATWAN NO COUNTY State City County BOROUGH OF MATAWAN NO CITY COUNTY BOROUGH OF MATATWAN NO CITY COUNTY COUNTY BOROUGH OF MATATWAN NO COUNTY COUNTY BOROUGH OF MATATWAN NO COUNTY COUNTY COUNTY BOROUGH OF MATATWAN NO COUNTY COUNTY COUNTY BOROUGH OF MATATWAN NO COUNTY COUNTY BOROUGH OF MATATWAN NO COUNT | |
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| ERMS AND CONDITIONS | |
| The first Payment will be due on the Effective Date. If the Lease Agreement uses the terms "Lease Payment" and "Commencement Date" rather than "Payment will be due on the Effective Date. If the Lease Agreement uses the terms "Lease Payment" and "Commencement Date" rather than "Payment will be due on the Effective Date. | nent" and "Effect |
| ate," then, for purposes of this Schedule, the term "Payment" shall have the same meaning as "Lease Payment," and the term "Effective Date" shall have the | he same meaning |
| ommencement Date." | |
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2. You, the undersigned Customer, have applied to us to use the above-described Product for lawful commercial (non-consumer) purposes. THIS IS AN UNCONDITIONAL, NON-CANCELABLE AGREEMENT FOR THE MINIMUM FERM INDICATED ABOVE, except as otherwise provided in any non-appropriation provision of the Lease Agreement, if applicable. If we accept this Schedule, you agree to use the above Product on all the terms hereof, including the terms and conditions on the Lease Agreement. THIS WILL ACKNOWLEDGE THAT YOU HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT AND HAVE RECEIVED A COPY OF THIS SCHEDULE AND THE LEASE AGREEMENT.

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3. Image Charges/Meters: In return for the Minimum Payment, you are entitled to use the number of Guaranteed Minimum Images as specified in the Payment Schedule of this Schedule. The Meter Reading/Billing Frequency is the period of time (monthly, quarterly, etc.) for which the number of images used will be reconciled. If you use more than the Guaranteed Minimum Images during the selected Meter Reading/Billing Frequency period, you will pay additional charges at the applicable Cost of Additional Images as specified in the Payment Schedule of this Schedule for images, black and white and/or color, which exceed the Guaranteed Minimum Images ("Additional Images"). The charge for Additional Images is calculated by multiplying the number of Additional Images by the applicable Cost of Additional Images. The Meter Reading/Billing Frequency may be different than the Minimum Payment Billing Frequency as specified in the Payment Schedule of this Schedule, You will provide us or our designee with the actual meter reading(s) by submitting meter reads electronically via an automated meter read program, or in any other reasonable manner requested by us or our designee from time to time. If such meter reading is not received within seven (7) days of either the end of the Meter Reading/Billing Frequency period or at our request, we may estimate the number of images used. Adjustments for estimated charges for Additional Images will be made upon receipt of actual meter reading(s). Notwithstanding any adjustment, you will never pay less than the Minimum Payment.

| 4. Additional Provisions (if any) are: | | | | | | |
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| CUSTOMER | LE ON BEHALF OF THE C | | Accepted by: RICOH USA | | | |
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chedule. Response time is measured in aggregate for all Product covered by the

| EN WITH CUSTON | ESS WHEREOF, each party has caused its duly authorized officer to execute these Service Commitm IER | ents as of RICOH USA, | , 20 |
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Mayor Altomonte read by title Resolution 16-02-16: Authorizing the Transfer of Unexpended Balances in Certain 2015 Appropriation Reserve Accounts. Mayor Altomonte requested a motion. Councilman Urbano made the motion, seconded by Councilman Vergaretti. Mayor Altomonte requested a roll call. A roll call vote was taken.

Yes: Councilman Caldon

Councilman Reeve Councilman Vergaretti Councilman Urbano Councilwoman Gould Councilwoman Clifton

Motion passed.

RESOLUTION 16-02-16 AUTHORIZING THE TRANSFER OF UNEXPENDED BALANCES IN CERTAIN 2015 APPROPRIATION RESERVE ACCOUNTS

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

WHEREAS, there are unexpended balances in certain 2015 appropriation reserve accounts; and

WHEREAS, additional funds are required in certain other 2015 appropriation reserve accounts.

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

| Transfer From | | Transfer To | | |
|-------------------|--------------------------|-------------------|--------------------------|------------|
| Account Number | Amount of Transfer | Account Number | Amount of Transfer | |
| 5-01-20-120-100 | \$600.00 | 5-01-20-100-10 | 0 | \$600.00 |
| Boro Clerk | | Administration | | |
| Salary & Wages | | Salary & Wages | , | |
| 5-01-20-120-100 | \$805.00 | 5-01-26-290-10 | 0 | \$805.00 |
| Boro Clerk | | Streets & Roads | | |
| Salary & Wages | | Salary & Wages | , | |
| 5-01-20-120-100 | \$975.00 | 5-01-26-310-10 | 0 | \$975.00 |
| Boro Clerk | | Public Buildings | S | |
| Salary & Wages | | Salary & Wages | , | |
| 5-01-20-155-200 | \$1,050.00 | 5-01-20-150-20 | 0 | \$1,050.00 |
| Legal | | Tax Assessor | | |
| Other Expenses | | Other Expenses | | |
| 5-01-22-195-100 | \$1,798.00 | 5-01-22-195-20 | 0 | \$1,798.00 |
| Construction | | Construction | | |
| Salary & Wages | | Other Expenses | | |
| 5-01-26-315-200 | \$960.00 | 5-01-26-291-20 | 0 | \$960.00 |
| Vehicle Repairs | | Railroad Parkin | g | |
| Other Expenses | | Other Expenses | | |

| 5-01-20-120-100 Boro Clerk Salary & Wages | \$2,360.00 | 5-01-26-310-200 Public Buildings Other Expenses | \$2,360.00 |
|--|-------------|---|-------------|
| 5-01-25-265-200 Fire Other Expenses | \$10,000.00 | 5-01-26-305-200 Garbage Other Expenses | \$10,000.00 |
| 5-01-31-430-200 Utilities Other Expenses | \$60,000.00 | 5-01-26-305-200 Garbage Other Expenses | \$60,000.00 |
| 5-01-27-330-200 Board of Health Other Expenses | \$5,000.00 | 5-01-26-305-200 Garbage Other Expenses | \$5,000.00 |
| 5-01-31-435-200 Street Lighting Other Expenses | \$6,000.00 | 5-01-26-305-200 Garbage Other Expenses | \$6,000.00 |
| 5-01-23-220-200 Group Insurance Other Expenses | \$18,200.00 | 5-01-26-305-200 Garbage Other Expenses | \$18,200.00 |

BE IT FURTHER RESOLVED that a certified copy of this resolution be provided to the Chief Financial Officer and Clerk of the Borough of Matawan for the permanent records as well as the Borough Auditor.

The Clerk informed the Chief Financial Officer has recommended Council pull Resolution 16-02-17: Emergency Temporary Appropriation as same is not needed. Council agreed with the CFO's recommendation.

Mayor Altomonte read by title Resolution 16-02-18: Payment of Bills. Mayor Altomonte requested a motion. Councilman Reeve made the motion, seconded by Councilwoman Clifton. Mayor Altomonte requested a roll call. A roll call vote was taken.

Yes: Councilman Caldon

Councilman Reeve Councilman Vergaretti Councilman Urbano Councilwoman Gould Councilwoman Clifton

Motion passed.

RESOLUTION 16-02-18 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 | \$2,538,822.17 |
|-----------------|----------------|
| Water & Sewer | \$78,428.83 |
| Borough Capital | \$4,136.00 |
| Water Capital | \$307.50 |
| Grant | \$591.00 |
| Borough Trust | \$141,352.31 |

Developers Escrow Account\$1,078.25Railroad Parking Trust\$42,427.15

Total \$2,807,143.21

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.

Mayor Altomonte read by title Resolution 16-02-19: Authorizing Distribution of Repayment to Apartment Complex Pursuant to the Provisions of the Municipal Services Act for a Period from 2002 Through and Including 2015. Mayor Altomonte requested a motion. Councilman Reeve made the motion, seconded by Councilman Vergaretti. Mayor Altomonte requested a roll call. A roll call vote was taken.

Yes: Councilman Caldon

Councilman Reeve Councilman Vergaretti Councilman Urbano Councilwoman Gould Councilwoman Clifton

Motion passed.

RESOLUTION 16-02-19 AUTHORIZING DISTRIBUTION OF REPAYMENT TOAPARTMENT COMPLEX PURSUANT TO THE PROVISIONS OF THE MUNICIPAL SERVICES ACT FOR A PERIOD FROM 2002 THROUGH AND INCLUDING 2015

WHEREAS, Tree Haven Apartments LLC is the owner of a multi-unit apartment complex known and designated at Tree Haven I and Tree Haven II located in the Borough of Matawan; and

WHEREAS, Tree Haven Apartments LLC is a property owner that since the adoption of the Municipal Services Act (NJSA 40:66-1.2, et seq.) has provided for its own solid waste collection services, as well as other services mandated by the Statute for reimbursement purposes from public entities to property owners; and

WHEREAS, Tree Haven Apartments LLC has been engaged in negotiations with the Borough of Matawan with respect to the extent and nature of the level of reimbursement since the adoption of the Municipal Services Act; and

WHEREAS, after extensive negotiations, as well as validation by way of audits and reviews by both the fiscal representatives of the Borough and the auditors for the apartment complex, the parties entered into a Settlement and Release Agreement that was executed in December 2015; and

WHEREAS, pursuant to the provisions of the Municipal Services Act, the Borough is statutorily obligated for repayment to the apartment complex pursuant to the provisions of said Act since the transition years following the adoption of the statute, January 1, 2002, through and including December 31, 2015; and

WHEREAS, the Borough and the property entered into a Settlement and Release Agreement whereby the certified reimbursement figures for the period from January 1, 2002, though and including December 31, 2015, is the sum of \$123,000.00 for the thirteen-year period; and

WHEREAS, the computation of said sum does not reflect any interest of any type, but is the statutory reimbursement; and

WHEREAS, the property owner agreed to a withholding of reimbursement until the monies were appropriated by the Municipality for the reimbursement payment pursuant to the provisions of the Municipal Services Act.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan that it herewith authorizes the issuance of repayment check to the property owner in the amount of \$123,000.00, constituting reimbursement for the statutory services that were provided by the property owner and for which the property owner is entitled to reimbursement pursuant to the Municipal Services Act, NJSA 40:66-1.2, et seq., for the period from January 1, 2002, through December 31, 2015.

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, Recycling as well as the Borough Auditor and Tree Haven Apartments, LLC.

Privilege of the Floor

Mayor Altomonte opened the Privilege of the Floor.

Loretta Windas, 138 Aberdeen Road. Ms. Windas expressed her thanks to Grace Rainforth for her guidance and assistance with establishing website information, a work in progress, on behalf of the newly appointed Animal Welfare Advisory Board.

Mayor Altomonte closed the Privilege of the Floor.

Councilman Urbano informed of the installation of Washington Engine Fire Company's stand-by generator. He also thanked the DPW, Fire and OEM Departments on their hard work and effort on last weekend's blizzard clean-up.

Adjournment

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

Meeting adjourned at 7:35 PM.

| (Signature on File) | |
|---------------------|--|
| Karen Wynne, RMC | |
| Municipal Clerk | |