

**Borough of Matawan  
Public Session  
October 18, 2016**

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 October 18, 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 7:03 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 was absent.

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

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

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

**Privilege of the Floor – Agenda Items Only**

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

There were no comments.

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

**Clerk's Report**

No report.

**Mayor's Report**

No report.

**Administrator's Report**

Mr. Ferrara reported he has electronically distributed his Report to Mayor and Council.

**Attorney's Report**

No report.

**Engineer's Report**

Mr. Keady reported on the status of the following Projects:

- The Energy Savings and Improvement Program Project: DCO Energy will provide its savings plan by October 26.
- The Governor's Executive Order has been lifted eliminating the freeze on DOT Trust Fund Program.
- Therefore: The 2015 Road Improvement Program Contract 1 one remaining punchlist item, a valve box which is not sitting properly, is scheduled to be completed this Saturday.
- 2015 Road Improvement Program Contract 2: The Tot Lot surface at Terhune Park is scheduled to be installed this week.

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- Crown Place milling and repaving to eliminate ponding is scheduled for this week.
- Gravelly Brook Park Phase I design phase is proceeding.

Mayor Altomonte asked Mr. Keady when the Phase I bid will go out. Mr. Keady replied, in winter for spring construction. Mr. Ferrara added, he and Mr. Keady have met to discuss budget adjustments to accommodate the softball field, backfield netting and extra softball dugout. Mr. Keady will revise the current estimate to reflect the minor increase.

**Fire, First Aid, DPW, Shade Tree, Environmental, Historic Sites**

Councilman Caldon remarked on the Bond Ordinances on tonight’s Agenda in support of the 2016 Road Improvement Program. He informed the Historic Sites has a pending grant application, and looks forward to approval. The Fire Department and First Aid continue to respond to all calls; and Shade Tree is quiet at this time.

**Finance**

Council Reeve requested the Treasurer Reports for July and August 31, 2016 be entered into the record.

Report of the Treasurer  
To the Mayor and Council of the Borough of Matawan  
Bank Balances as of July 31, 2016

Current Account	Investors	\$1,781,315.25	<b>\$1,781,315.25</b>
Tax Collector Trust Fund	Investors	\$0.13	<b>\$0.13</b>
Water & Sewer Account	Investors	\$843,090.12	<b>\$843,090.12</b>
Water & Sewer-Certificate of Deposit	Investors	\$500,000.00	<b>\$500,000.00</b>
Borough Capital Account	Investors	\$2,081,901.74	<b>\$2,081,901.74</b>
Utility Capital Account	Investors	\$403,002.66	<b>\$403,002.66</b>
Borough Trust Account	Investors	\$896,310.34	<b>\$896,310.34</b>

Boro Trust Summary–Investors Bank Cash Balances  
As of: July, 2016

Fire Safety	\$25,231.69
Fire Prevention/Dedicated Penalty	\$847.26
Escrow	\$118,413.43
Tax Redemptions	\$160,943.12
POAA	\$0.00
Donation	\$2,742.49
Premiums	\$548,775.00
Off Duty Police	\$18,516.27
Recycling Trust	\$12,917.92
Public Defender	\$7,923.16
<b>Total</b>	<b>\$896,310.34</b>

Dog Tax Trust Account	Investors	\$671.53	<b>\$671.53</b>
Unemployment Insurance Account	Investors	\$40,309.69	<b>\$40,309.69</b>
Recreation Special Account	Investors	\$48,602.43	<b>\$48,602.43</b>

Recreation Trust Summary–Investors Bank Cash Balances  
As of: July 31, 2016

Turkey Trot	\$18,887.71
Summer Recreation	\$16,146.07
Summer Recreation Trips	\$8,229.89
Matawan Day	\$0.00
Basketball Tournament	\$0.00
Canoe Rentals	\$2,605.16
Men’s Over 30 B’Ball	\$0.00
NNO Vendor	\$0.00
Yoga/Interval Training	\$16.25

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Dog's Night Out	\$68.84		
Fireworks Donations	-\$1,775.00		
Capital Improvements	\$4,423.51		
Total	<b>\$48,602.43</b>		
Developers Escrow Acct	Investors	\$288,111.90	<b>\$288,111.90</b>
Law Enforcement Account	Investors	\$7,506.51	<b>\$7,506.51</b>
Railroad Parking Lot Trust	Investors	\$68,100.08	<b>\$68,100.08</b>
Total		<b><u>\$6,658,922.38</u></b>	<b><u>\$6,958,922.38</u></b>
Respectfully, <i>Monica Antista</i> Treasurer			9/29/2016

Report of the Treasurer  
To the Mayor and Council of the Borough of Matawan  
Bank Balances as of August 31, 2016

Current Account	Investors	\$5,396,571.03	<b>\$5,396,571.03</b>
Tax Collector Trust Fund	Investors	-\$1.64	<b>-\$1.64</b>
Water & Sewer Account	Investors	\$983,692.26	<b>\$983,692.26</b>
Water & Sewer-Certificate of Deposit	Investors	\$500,000.00	<b>\$500,000.00</b>
Borough Capital Account	Investors	\$1,666,293.53	<b>\$1,666,293.53</b>
Utility Capital Account	Investors	\$886,221.38	<b>\$886,221.38</b>
Borough Trust Account	Investors	\$743,481.20	<b>\$743,481.20</b>

Boro Trust Summary–Investors Bank Cash Balances  
As of: August 31, 2016

Fire Safety	\$25,231.69
Fire Prevention/Dedicated Penalty	\$847.26
Escrow	\$114,918.77
Tax Redemptions	\$62,904.29
POAA	\$0.00
Donation	\$2,742.49
Premiums	\$493,975.00
Off Duty Police	\$21,921.27
Recycling Trust	\$13,017.27
Public Defender	\$7,923.16
Total	<b>\$743,481.20</b>

Dog Tax Trust Account	Investors	\$674.53	<b>\$674.53</b>
Unemployment Insurance Account	Investors	\$40,134.19	<b>\$40,134.19</b>
Recreation Special Account	Investors	\$40,213.55	<b>\$40,213.55</b>

Recreation Trust Summary–Investors Bank Cash Balances  
As of: August 31, 2016

Turkey Trot	\$18,887.71
Summer Recreation	\$7,106.44
Summer Recreation Trips	\$8,081.89
Matawan Day	\$0.00
Basketball Tournament	\$0.00
Canoe Rentals	\$3,318.91
Men's Over 30 B'Ball	\$85.00
NNO Vendor	\$0.00
Yoga/Kickboxing	\$16.25
Dog's Night Out	\$68.84
Fireworks Donations	-\$1,775.00
Capital Improvements	\$4,423.51
Total	<b>\$40,213.55</b>

Developers Escrow Acct	Investors	\$287,552.01	<b>\$287,552.01</b>
Law Enforcement Account	Investors	\$3,867.55	<b>\$3,867.55</b>
Railroad Parking Lot Trust	Investors	\$66,898.84	<b>\$66,898.84</b>

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Total \$10,615,598.43 \$10,615,598.43

Respectfully,  
*Monica Antista*  
Treasurer

9/29/2016

**Personnel**

No report.

**Police, Railroad Parking, ADA, Planning/Zoning Board**

No report.

**Property Maintenance, Construction, Sanitation & Recycling, Animal Welfare Advisory Board**

Councilwoman Gould provided the Construction Department report for September 2016:

	<b>Current Month</b>	<b>Year-to-Date</b>
Permit Income/Certificate	\$14,902.00	\$335,442.00
Business CCOs/Misc Fees	\$150.00	\$2,250.00
State Permit Surcharge Fees	\$767.00	\$9,151.00
Value of Construction Work	\$568,758.00	\$7,080,199.00
Permits Issued	47	420

Mr. Ferrara reported the Recreation Director announced the Terhune Park Dogs Night Out has been rescheduled to October 23, 2016, from 2:00 to 4:00 PM.

**Old Business**

Mayor Altomonte read by title Ordinance 16-08: Bond Ordinance Providing an Appropriation of \$860,000 for Various Water/Sewer System Improvements on Various Streets for and by the Borough of Matawan in the County of Monmouth, New Jersey and, Authorizing the Issuance of \$860,000 Bonds or Notes of the Borough for Financing Part of the Appropriation. Mayor Altomonte requested a motion to introduce. Councilman Vergaretti made the motion, seconded by Councilwoman Gould. Council agreed. Motion passed. Mayor Altomonte requested comments. There were no comments. Mayor Altomonte requested a motion to close the public hearing. Councilman Vergaretti made the motion, seconded by Councilwoman Gould. Council agreed. Motion passed. Mayor Altomonte read by title on third and final reading Ordinance 16-08: Bond Ordinance Providing an Appropriation of \$860,000 for Various Water/Sewer System Improvements on Various Streets for and by the Borough of Matawan in the County of Monmouth, New Jersey and, Authorizing the Issuance of \$860,000 Bonds or Notes of the Borough for Financing Part of the Appropriation. Councilman Vergaretti made the motion, seconded by Councilman Caldon. Mayor Altomonte requested a roll call. A roll call vote was taken.

Yes: Councilman Caldon  
Councilman Reeve  
Councilman Vergaretti  
Councilman Urbano  
Councilwoman Gould

Motion passed.

**ORDINANCE 16-08**  
**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$860,000 FOR VARIOUS WATER/SEWER SYSTEM IMPROVEMENTS ON VARIOUS STREETS FOR AND BY THE BOROUGH OF MATAWAN IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$860,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION**

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BE IT ORDAINED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF MATAWAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Borough of Matawan, New Jersey (the "Borough") as general improvements. For the said Improvement there is hereby appropriated the amount of \$860,000. No down payment is required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law") as the purpose authorized herein is deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the Borough, as more fully explained in Section 6(e) of this ordinance.

SECTION 2:

In order to finance the cost of the Improvements, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$860,000 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$860,000 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3:

(a) The Improvements authorized and the purpose for the financing of which said obligations are to be issued is for various water/sewer system improvements on various streets, including but not limited to replacement of water mains on Poet Drive, renovations and including acquisition of equipment on Villanova Place, various water/sewer improvements on various streets, including but not limited to Poet Drive, Sunset Avenue, Villanova Place, Rabbit Lane, Woodland Avenue and Essie Drive and acquisition of televisions for water/sewer system, including all work materials, necessary therefore or incidental thereto, all as shown on and in accordance with the plans and specifications on file with the Borough Clerk.

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$860,000.

(c) The estimated cost of the Improvements is \$860,000 which amount represents the initial appropriation made by the Borough.

SECTION 4.

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

SECTION 6:

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

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

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(b) *The period of usefulness of the Improvements, within the limitations of the Local Bond Law, and according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 40 years.*

(c) *The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$860,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.*

(d) *An aggregate amount not exceeding \$100,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.*

(e) *This bond ordinance authorizes obligations of the Borough solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A 40A:2-44(c).*

**SECTION 7:**

*Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.*

**SECTION 8:**

*The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.*

**SECTION 9:**

*This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$860,000.*

**SECTION 10:**

*This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.*

Mayor Altomonte read by title Ordinance 16-09: Bond Ordinance Providing an Appropriation of \$1,860,000 for Various Road Improvements for and by the Borough of Matawan in the County of Monmouth, New Jersey and, Authorizing the Issuance of \$1,746,040 Bonds or Notes of the Borough for Financing Part of the Appropriation. Mayor Altomonte requested a motion to introduce. Councilman Vergaretti made the motion, seconded by Councilman Urbano. Council agreed. Motion passed. Mayor Altomonte requested comments. There were no comments. Mayor Altomonte requested a motion to close the public hearing. Councilman Vergaretti made the motion, seconded by Councilman Urbano. Council agreed. Motion passed. Mayor Altomonte read by title on third and final reading Ordinance 16-08: Bond Ordinance Providing an Appropriation of \$860,000 for Various Water/Sewer System Improvements on Various Streets for and by the Borough of Matawan in the County of Monmouth, New Jersey and, Authorizing the Issuance of \$860,000 Bonds or Notes of the Borough for Financing Part of the Appropriation. Councilman Vergaretti 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

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Councilwoman Gould

Motion passed.

**ORDINANCE 16-09**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,860,000 FOR VARIOUS ROAD IMPROVEMENTS FOR AND BY THE BOROUGH OF MATAWAN IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$1,746,040 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION**

*BE IT ORDAINED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF MATAWAN, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:*

*The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Borough of Matawan, New Jersey (the "Borough") as general improvements. For the said Improvement there is hereby appropriated the amount of \$1,860,000, such sum includes the sum of (a) \$22,055.47 expected to be received from the Federal Emergency Management Agency and (b) \$91,904.53 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law"). The Down Payment is now available by virtue of provisions in one or more previously adopted budgets for down payments for capital improvement purposes.*

*In order to finance the cost of the Improvements not covered by the application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,746,040 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$1,746,040 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").*

*The Improvements authorized and the purpose for the financing of which said obligations are to be issued is for various road improvements including but not limited to Poet Drive, Sunset Avenue, Villanova Place, Rabbit Lane, Woodland Avenue and Essie Drive, and including traffic striping, ADA improvements, drainage and curbing, and including all work materials, necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications on file with the Borough Clerk.*

*The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$1,746,040.*

*The estimated cost of the Improvements is \$1,860,000 which amount represents the initial appropriation made by the Borough.*

*All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.*

*The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.*

*The following additional matters are hereby determined, declared, recited and stated:*

*The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.*

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*The period of usefulness of the Improvements, within the limitations of the Local Bond Law, and according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 20 years.*

*The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$1,746,040 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.*

*An aggregate amount not exceeding \$350,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.*

*Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.*

*The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.*

*This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$1,746,040.*

*This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.*

**Consent Agenda**

Mayor Altomonte read by title Resolution 16-10-13 through and including Resolution 16-10-18, requesting a motion. Councilman Vergaretti made the motion, seconded by Councilwoman Gould. Council agreed. Motion passed.

**RESOLUTION 16-10-13  
REDEMPTION OF TAX SALE CERTIFICATE  
US BANK CUST FOR PC6, LLC  
CERTIFICATE #15-00060**

**WHEREAS**, the Borough of Matawan Tax Collector has reported that Tax Sale Certificate #15-00060 was sold to US Bank Cust for PC6, LLC, Sterling National, 50 South 16<sup>th</sup> Street, Suite 2050, Philadelphia, PA 19102; and

**WHEREAS**, Certificate #15-00060 has been paid and fully redeemed for the property owner, Block 61, Lot 4.26, otherwise known as 26 Oak Knoll Dr.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Matawan, that they hereby authorize payment in the amount of \$3,716.96, and a Premium of \$1,000.00, to the above for the redemption of Tax Sale Certificate #15-00060.

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

**RESOLUTION 16-10-14  
AMENDING  
RESOLUTION 16-10-06  
REFUND OF TAX OVERPAYMENT  
JSM AT MATAWAN, LLC/WALGREENS  
BLOCK 40, LOT 6.01 C00001**



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**WHEREAS**, a State Tax Board Judgment has been favorably awarded to JSM at Matawan, LLC/Walgreens, Block 40, Lot 6.01 C00001, for the fiscal years 2015, and 2016; and

**WHEREAS**, such judgment has resulted in an overpayment of property taxes in the amount of \$17,525.88 and an overbill of \$17,660.45 respectively; and

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Matawan, hereby authorizes the Borough Treasurer to issue a check in the amount of \$17,525.88 for said overpayment of property taxes, to the property owner's representative. In addition, fourth-quarter 2016 is to be reduced in the amount of \$17,660.45.

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

**RESOLUTION 16-10-15  
APPROVAL OF RAFFLE LICENSE  
OLD BRIDGE GIRLS SOCCER LEAGUE  
GIFT AUCTION  
RA-691**

**BE IT RESOLVED** by the Council of the Borough of Matawan that they hereby approve the raffle license for Old Bridge Girls Soccer League; and

<u>Name &amp; Location of Organization's Event</u>	<u>Date &amp; Time</u>
The Reception Center at St. Clement 172 Freneau Avenue Matawan, New Jersey 07747	October 21, 2016 6:30 PM to 11:00 PM

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

**RESOLUTION 16-10-16  
APPROVAL OF RAFFLE LICENSE  
OLD BRIDGE GIRLS SOCCER LEAGUE  
50/50 CASH  
RA-692**

**BE IT RESOLVED** by the Council of the Borough of Matawan that they hereby approve the raffle license for Old Bridge Girls Soccer League; and

<u>Name &amp; Location of Organization's Event</u>	<u>Date &amp; Time</u>
The Reception Center at St. Clement 172 Freneau Avenue Matawan, New Jersey 07747	October 21, 2016 6:30 PM to 11:00 PM

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

**RESOLUTION 16-10-17  
APPROVAL OF NEW TAXI DRIVER LICENSE  
JOSEPH MARONEY**

**WHEREAS**, Joseph Maroney has passed the required Police Department background checks; and

**WHEREAS**, Joseph Maroney has filed the proper documentation with the Borough Clerk's office.

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

Applicant: Joseph Maroney  
1 Bellevue Lane  
Matawan, NJ 07747

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

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**RESOLUTION 16-10-18  
APPROVAL OF SOLICITORS PERMIT  
BUILDING SCIENCES, LLC**

*WHEREAS, Building Sciences, LLC, has passed the required Police Department background checks; and*

*WHEREAS, Building Sciences, LLC, has read Chapter 3-2.11 Handbills of the Borough of Matawan Code.*

*NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Matawan that they hereby approve the following solicitors permit:*

*Business: Building Sciences, LLC  
51 JFK Parkway, First Floor West  
Short Hills, New Jersey 07078*

*Applicant: Neil Taveras  
164 Cregar Road  
High Bridge, New Jersey 08829*

*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 as well as Building Sciences, LLC.*

**New Business**

Mayor Altomonte read by title Resolution 16-10-19: Approving Extending Professional Services for 2014 – 2016 Middlesex Road Water Treatment Plant Biennial Contracts. Mayor Altomonte requested a motion. Councilman Vergaretti 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

Motion passed.

**RESOLUTION 16-10-19  
APPROVING EXTENDING PROFESSIONAL SERVICES FOR  
2014 – 2016  
MIDDLESEX ROAD WATER TREATMENT PLANT BIENNIAL CONTRACTS**

*WHEREAS, in 2014 the Borough of Matawan awarded four biennial contracts for the Middlesex Water Treatment Plant:*

- 1. Wells and High Service Pumps to AC Schultes, Inc.,*
- 2. Iron Sludge Removal to Spectraserv, Inc.,*
- 3. Emergency Generator and Sanitary Pump Station Maintenance and Repair to Rapid Pump & Meter Service, and*
- 4. Emergency and Maintenance Repair Services for Water, Sanitary Sewer and Drainage Systems to KKD Enterprises, Inc.; and*

*WHEREAS, Council Resolution 16-08-36 extended said contracts until October 31, 2016; and*

*WHEREAS, it is the recommendation of the Borough Administrator to extend the existing four biennial contracts for a period not to exceed beyond December 31, 2016; and*

*WHEREAS, the extension will be for monthly increments at the request of the Borough Administrator at the existing base monthly remuneration set forth in the existing monthly charge in the Contract; and*

*WHEREAS, the within Resolution does not extend or re-affirm the terms of the existing contracts other than by the terms expressly set forth in the within Resolution.*

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**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Matawan that the terms of the existing four biennial contracts set to expire this month are hereby extended for a period not to go beyond December 31, 2016.

**BE IT FURTHER RESOLVED**, by the Council of the Borough of Matawan that the Mayor 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, Clerk, Finance, Public Works as well as the Borough Engineer and AC Schultes, Inc., Spectraserve, Inc., Rapid Pump & Meter Service, and KKD Enterprises, Inc.

Mayor Altomonte read by title Resolution 16-10-20: Authorizing a Salary Increase for Part-Time Recreation Director Daria Dieterle. Mayor Altomonte requested a motion. Councilwoman Gould made the motion, seconded by Councilman Urbano. Mayor Altomonte requested a roll call. A roll call vote was taken.

Yes: Councilman Urbano  
Councilwoman Gould

No: Councilman Reeve  
Councilman Vergaretti

Abstain: Councilman Caldon

With a tie vote, Mayor Altomonte voted, Yes.

Motion passed.

**RESOLUTION 16-10-20  
AUTHORIZING A SALARY INCREASE FOR  
PART-TIME RECREATION DIRECTOR  
DARIA DIETERLE**

**WHEREAS**, Daria Dieterle is the Part Time Recreation Director of the Borough of Matawan and has in the course of her duties in 2016 been engaged in additional services and administered activities beyond the scope of her usual recreational duties such as public events of a municipal wide scope that entails the development and enhancement of activities that benefit our business community as well as public good, at times over weekends and holidays; and

**WHEREAS**, Council acknowledges the outstanding job performance by Daria Dieterle as the Recreation Director.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Matawan that Daria Dieterle, Recreation Director, shall be given a salary increase of \$2,000.00 effective October 1, 2016.

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

**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 6-01-28-370-100 Recreation Department's Budget (Salary & Wages) of the Borough of Matawan.

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

Chief Financial Officer

(Signature on File)

\_\_\_\_\_  
Monica Antista, CMFO

Dated: October 18, 2016

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Mayor Altomonte read by title Ordinance 16:10: Ordinance Amending and Supplementing the Code of the Borough of Matawan – Chapter II – Administration, Article IV – Administrative Organization of the Departments of Local Government, Section 2-14.1 – Police Department Composition. Mr. Menna explained State Law outlines the amount of specials allowed by a municipality. The Borough’s current code allows for two Police Class II Special Officers. This Ordinance will allow the Council to hire as allowed by State Law. Mayor Altomonte requested a motion to introduce. 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.

**ORDINANCE 16-10  
ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF MATAWAN  
CHAPTER II – ADMINISTRATION  
ARTICLE IV – ADMINISTRATIVE ORGANIZATION OF THE DEPARTMENTS OF LOCAL GOVERNMENT  
SECTION 2-14.1 – POLICE DEPARTMENT COMPOSITION**

*WHEREAS, within its general powers as a municipality, the Borough of Matawan may make and enforce ordinances, rules and regulations not contrary to Federal or State law as it deems necessary and to protect the public safety and welfare of its residents; and*

*WHEREAS, the Mayor and Council of the Borough of Matawan support and encourage efficiency within the Matawan Police Department.*

*NOW, THEREFORE, BE IT ORDAINED* by the Council of the Borough of Matawan that Chapter II – Administration, Article IV – Administrative Organization of the Departments of Local Government, Section 2-14.1 – Department Establish; Composition hereby amended as follows:

**2-14.1 Department Established: Composition**

*The Police Department of the Borough of Matawan is hereby established and shall consist of a Chief of Police, up to two (2) Lieutenants, up to four (4) Sergeants, up to fourteen (14) Patrol Officers, such as Class II Special Law Enforcement Officers as permitted as outlined in NJSA 40A:14-146.17, two (2) Police Matrons, such School Crossing Guards as recommended by the Chief of Police, one (1) Records Clerk who will also function as a clerical assistant for the department, and such other employees as may be appointed by the Governing Body.*

*BE IT FURTHER ORDAINED, all ordinances or parts of ordinances inconsistent with the provisions of this ordinance shall be and the same are hereby repealed.*

*BE IT FURTHER ORDAINED, if any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision clause or provision so adjudged and the remainder of the ordinance shall be deemed valid and effective.*

*BE IT FURTHER ORDAINED, this ordinance shall take effect upon final passage and publication as provided by law.*

The Clerk informed the public hearing is scheduled for 7:00 PM on November 9, 2016.

Mayor Altomonte read by title Resolution 16-10-21: Payment of Bills. Mayor Altomonte requested a motion. Councilman Urbano 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

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Councilman Urbano  
Councilwoman Gould  
Councilwoman Clifton

Motion passed.

**RESOLUTION 16-10-21  
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.*

<i>Current</i>	\$378,815.32
<i>Water &amp; Sewer</i>	\$208,904.56
<i>Borough Capital</i>	\$86,572.47
<i>Water Capital</i>	\$5,731.76
<i>Borough Trust</i>	\$124,974.30
<i>Developers Escrow Account</i>	\$3,597.25
<i>Railroad Parking Trust</i>	\$240.00
<i>Recreation Trust</i>	\$69.50
<b>Total</b>	<b>\$808,905.16</b>

***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 Altomonte opened the Privilege of the Floor.

Fran Bucco, 79 Freneau Avenue, Matawan. Ms. Bucco asked why the Administrator does not provide his Report. Mr. Ferrara stated his Report is sent to Council electronically, and available for public inspection at his Office.

Andy Lopez, 51 Union Street, Matawan. Mr. Lopez asked for Public Works to cut the grass at Memorial Park. Mr. Ferrara stated the new grass is taking root and will check with the contractor tomorrow.

Fran Bucco, 79 Freneau Avenue, Matawan. Ms. Bucco asked for the status on the construction at 126 Main Street. Councilman Urbano informed the plans are under review prior to resubmission.

Mayor Altomonte closed the Privilege of the Floor.

**Adjournment**

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

Meeting adjourned at 7:26 PM.

(Signature on File)

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Karen Wynne, RMC  
Municipal Clerk