

**MINUTES OF THE REGULAR MEETING
OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF WALL, HELD IN THE
MEETING ROOM, MUNICIPAL COMPLEX
WEDNESDAY, SEPTEMBER 14, 2005**

The meeting was called to order by Mayor Thomson at 7:30 P.M. Present were Mayor Edward H. Thomson presiding, Deputy Mayor Mark J. Brosnan, Committeewoman Mary L. Burne, Committeeman Robert D. Peters, Committeeman John W. Tobia, Township Administrator Joseph L. Verruni, Township Attorney Roger J. McLaughlin and Township Clerk Lorraine Kubacz.

Mayor Thomson read the sunshine statement.

Roll-call was taken by Lorraine Kubacz.

Committeewoman Burne made a motion to approve the Vouchers for August 2005, in the amount of \$4,953,491.72. Deputy Mayor Brosnan seconded the motion and on roll-call, members voted as follows:

Tobia	Yea
Peters	Yea
Burne	Yea
Brosnan	Yea
Thomson	Yea

There being five yeas and no nays, the Mayor declared the Vouchers approved.

Committeewoman Burne made a motion to approve the minutes of August 2005. Committeeman Peters seconded the motion and all members voted yes.

Presentation of Proclamation Honoring the Wall Junior Softball League State Champions. Committeewoman Burne read the Proclamation and Mayor Thomson presented it to the team. Mrs. Burne congratulated the girls and their coaches and families.

Presentation of Proclamation Honoring the Wall Senior Softball League State Champions. Committeewoman Burne read the Proclamation and Mayor Thomson presented it to the team. Mrs. Burne congratulated the girls and their coaches and families.

Presentation of Proclamation Honoring Kids Day America/International. September 17, 2005, is the annual Kids Day America.

This being the advertised time for the Second Reading and Public Hearing of **ORDINANCE NO. 25-2003** - Amending Chapter 140 - Affordable Housing Trust Fund and Mandatory Development Fees entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AMENDING CHAPTER 140, THE "LAND USE AND DEVELOPMENT REGULATIONS OF THE TOWNSHIP OF WALL", OF THE CODE OF THE TOWNSHIP OF WALL, SECTIONS 140-282, "AFFORDABLE HOUSING TRUST FUND", AND 140-283 "MANDATORY DEVELOPMENT FEES." Mrs. Kubacz read the Ordinance by title only as required by law. Mayor Thomson declared the Public Hearing open. There being no comments or objections, Committeeman Peters moved that the public hearing be closed. Deputy Mayor Brosnan seconded the motion and all members voted yes. Committeeman Peters moved that the Ordinance be adopted as to its second reading and final passage. Deputy Mayor Brosnan seconded the motion and on roll-call, members voted as follows:

Tobia	Yea
Peters	Yea
Burne	Yea
Brosnan	Yea
Thomson	Yea

There being five yeas and no nays, the Mayor declared the Ordinance adopted. Committeeman Peters moved that the Ordinance be advertised according to law. Deputy Mayor Brosnan seconded the motion and all members voted yes.

This being the advertised time for the Second Reading and Public Hearing of **ORDINANCE NO. 26-2003** - Amending and Supplementing Chapter 33 - Personnel Policies Pertaining to Military Leave entitled, "AN ORDINANCE OF THE TOWNSHIP OF WALL AMENDING AND SUPPLEMENTING CHAPTER 33, "PERSONNEL POLICIES" OF THE CODE OF THE TOWNSHIP OF WALL, PERTAINING TO MILITARY LEAVE." Mrs. Kubacz read the Ordinance by title only as required by law. Mayor Thomson declared the Public Hearing open. There being no comments or objections, Committeewoman Burne moved that the public hearing be closed. Committeeman Tobia seconded the motion and all members voted yes. Committeewoman Burne moved that the Ordinance be adopted as to its second reading and final passage. Committeeman Tobia seconded the motion and on roll-call, members voted as follows:

Tobia	Yea
Peters	Yea
Burne	Yea
Brosnan	Yea
Thomson	Yea

There being five yeas and no nays, the Mayor declared the Ordinance adopted. Committeewoman Burne moved that the Ordinance be advertised according to law. Committeeman Tobia seconded the motion and all members voted yes.

This being the advertised time for the Second Reading and Public Hearing of **ORDINANCE NO. 28-2003** - Amending Land Use and Development Pertaining to Age Restricted Multifamily Housing entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AMENDING CHAPTER 140, THE "LAND USE AND DEVELOPMENT REGULATIONS OF THE TOWNSHIP OF WALL," OF THE CODE OF THE TOWNSHIP OF WALL BY DELETING SECTION 140-161, "AGE-RESTRICTED MULTIFAMILY HOUSING." Mrs. Kubacz read the Ordinance by title only as required by law. Mayor Thomson declared the Public Hearing open. There being no comments or objections, Deputy Mayor Brosnan moved that the public hearing be closed. Committeeman Peters seconded the motion and all members voted yes. Deputy Mayor Brosnan moved that the Ordinance be adopted as to its second reading and final passage. Committeeman Peters seconded the motion and on roll-call, members voted as follows:

Tobia	Yea
Peters	Yea
Burne	Yea
Brosnan	Yea
Thomson	Yea

There being five yeas and no nays, the Mayor declared the Ordinance adopted. Deputy Mayor Brosnan moved that the Ordinance be advertised according to law. Committeeman Peters seconded the motion and all members voted yes.

With reference to Introduction of **ORDINANCE NO. 29-2005** - Bond Ordinance - Capital Improvements entitled, "BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS AND APPROPRIATING \$1,078,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$532,000 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, NEW JERSEY" Mrs. Kubacz read the Ordinance by title only, as required by law. Committeeman Tobia moved that the Ordinance be adopted as to first reading. Committeeman Peters seconded the motion and on roll-call, members voted as follows:

Tobia	Yea
Peters	Yea
Burne	Yea
Brosnan	Yea

Thomson

Yea

There being five yeas and no nays, the Mayor declared the Ordinance adopted as to its first reading. Committeeman Tobia moved that the Clerk advertise the Ordinance according to law, the second reading and public hearing to be held October 12, 2005 at 7:30 P.M. Committeeman Peters seconded the motion and all members voted yes.

With reference to Introduction of **ORDINANCE NO. 30-2005** - Water/Sewer Department Truck entitled, "ORDINANCE PROVIDING FOR THE ACQUISITION OF A VACTOR VEHICLE FOR THE WATER AND SEWER DEPARTMENT AND APPROPRIATING \$245,000 THEREFOR, AUTHORIZED IN AND BY THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, NEW JERSEY." Mrs. Kubacz read the Ordinance by title only, as required by law. Committeeman Tobia moved that the Ordinance be adopted as to first reading. Committeeman Peters seconded the motion and on roll-call, members voted as follows:

Tobia	Yea
Peters	Yea
Burne	Yea
Brosnan	Yea
Thomson	Yea

There being five yeas and no nays, the Mayor declared the Ordinance adopted as to its first reading. Committeeman Tobia moved that the Clerk advertise the Ordinance according to law, the second reading and public hearing to be held October 12, 2005 at 7:30 P.M. Committeeman Peters seconded the motion and all members voted yes.

With reference to Introduction of **ORDINANCE NO. 31-2005** - Amending Chapter 140 Land Use and Development Regulations - Driveways, Gazebos and MLCC Zone entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WAL AMENDING CHAPTER 140, THE "LAND USE AND DEVELOPMENT REGULATIONS OF THE TOWNSHIP OF WALL," OF THE CODE OF THE TOWNSHIP OF WALL, PERTAINING TO DRIVEWAYS, GAZEBOS AND THE MLCC ZONE." Mrs. Kubacz read the Ordinance by title only, as required by law. Committeeman Peters moved that the Ordinance be adopted as to first reading. Committeeman Tobia seconded the motion and on roll-call, members voted as follows:

Tobia	Yea
Peters	Yea
Burne	Yea
Brosnan	Yea
Thomson	Yea

There being five yeas and no nays, the Mayor declared the Ordinance adopted as to its first reading. Committeeman

Peters moved that the Clerk advertise the Ordinance according to law, the second reading and public hearing to be held October 12, 2005 at 7:30 P.M. Committeeman Tobia seconded the motion and all members voted yes. Committeeman Peters made a motion to refer Ordinance No. 31, 2005 to the Wall Township Planning Board for their review and recommendations. Committeeman Tobia seconded the motion and all members voted yes.

With reference to Introduction of **ORDINANCE NO. 32-2005 - Further Amending the Zoning Map** entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, FURTHER AMENDING THE ZONING MAP OF THE TOWNSHIP OF WALL." Mrs. Kubacz read the Ordinance by title only, as required by law. Committeeman Peters moved that the Ordinance be adopted as to first reading. Deputy Mayor Brosnan seconded the motion and on roll-call, members voted as follows:

Tobia	Yea
Peters	Yea
Burne	Yea
Brosnan	Yea
Thomson	Yea

There being five yeas and no nays, the Mayor declared the Ordinance adopted as to its first reading. Committeeman Peters moved that the Clerk advertise the Ordinance according to law, the second reading and public hearing to be held October 12, 2005 at 7:30 P.M. Deputy Mayor Brosnan seconded the motion and all members voted yes. Committeeman Peters made a motion to refer Ordinance No. 32-2005 to the Wall Township Planning Board for their review and recommendations. Deputy Mayor Brosnan seconded the motion and all members voted yes.

Consent Agenda

With reference to Items 15 A - CC was announced that all matters will be adopted or approved collectively by a single motion and roll-call vote by a majority of the Township Committee. All items on the consent agenda have been made available in advance of the meeting for public inspection and are also available for public inspection in the office of the Township Clerk. There will be no separate discussion of these items. If discussion is desired on any item, it will be considered separately. Mayor Thomson asked if any member of the Township Committee wished to consider any item separately. Committeeman Tobia abstained from Item N Authorizing Soil

Removal Permit for CSE Corporate Center on Highway 34. There being no further comments, a motion was made by Deputy Mayor

Brosnan and seconded by Committeeman Peters to adopt the following Resolutions, and on roll-call, members voted as follows:

Tobia	Yea (abstain on N)
Peters	Yea
Burne	Yea
Brosnan	Yea
Thomson	Yea

There being five yeas and no nays, the Mayor declared the following Resolutions adopted:

#05-901 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL DESIGNATING A REDEVELOPER FOR PROPERTY KNOWN AS LOTS 6 AND 11 IN BLOCK 12 IN THE WEST BELMAR GATEWAY REDEVELOPMENT AREA (RATIFY)

#05-902 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE PUBLIC ADVERTISEMENT FOR BIDS FOR THE CONSTRUCTION OF A SELF SUPPORTING WIRELESS POLICE AND EMERGENCY TELECOMMUNICATIONS TOWER AND ANCILLARY SUPPORT EQUIPMENT AND STRUCTURES (RATIFY)

#05-905 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING APPLICATION TO DESIGNATE WALL TOWNSHIP AS A PRESERVE AMERICA COMMUNITY

#05-906 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL URGING GOVERNOR CODEY TO DIRECT THE LOCAL FINANCE BOARD TO GRANT A FUEL COST CAP EXCEPTION

#05-907 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RELEASE OF ESCROW FEES PERTAINING TO BLOCK 814, LOT 2

#05-908 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RELEASE OF ESCROW FEES PERTAINING TO BLOCK 922, LOT 3 - WALDON POND ASSOCIATES, LLC

#05-909 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE POSTED FOR BLOCK 817, LOT 6 - AMERADA HESS

#05-910 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE ISSUANCE OF A "BYOB LICENSE" PURSUANT TO CHAPTER 62 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF WALL - ANDY'S PIZZA & JAVA MOON CAFÉ

#05-911 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF WALL ENDORSING AMENDMENT TO HOUSING PLAN ELEMENT
AND LAND USE ELEMENT AND ADOPTING AMENDMENT TO FAIR SHARE PLAN

#05-912 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL ENDORSEMENTS ON BEHALF OF THE TOWNSHIP FOR APPROVAL OF PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF A SANITARY SEWER EXTENSION APPLICATION FOR MORRIS LANE SUBDIVISION, BLOCK 243, LOT 18

#05-913 - A RESOLUTION INDICATING CORRECTIVE ACTION PLAN STATUS REGARDING THE 2004 MUNICIPAL AUDIT REPORT

#05-914 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL DIRECTING THE TAX COLLECTOR TO REDUCE CERTAIN PROPERTY TAXES IN THE CAMP EVANS AREA

#05-915 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL DENYING AN APPLICATION FOR A WAIVER PERTAINING TO MANDATORY SEWER CONNECTION ON BLOCK 269, LOT 12

#05-916 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE ISSUANCE OF A SOIL REMOVAL PERMIT PERTAINING TO LOT 14.01 IN BLOCK 821 - HIGHWAY 34

#05-917 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN TAX REFUNDS

#05-918 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN WATER/SEWER REFUNDS

#05-919 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL APPOINTING AN ACTING MAYOR

#05-920 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL APPOINTING A MEMBER TO THE BOARD OF ADJUSTMENT

#05-921 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN PERSONNEL ACTIONS

Raffle - Monmouth Ocean Development Council Education Foundation, Inc. - June 16, 2006, 50/50

Raffle - Wall Intermediate School - Various Gifts - Monthly Drawings

Raffle - Allenwood School PTG - Gift Baskets - November 18, 2005, 6:00 - 9:00 P.M. - Allenwood School

Raffle - Allenwood School PTG - 50/50 - November 18, 2005, 6:00 - 9:00 P.M. - Allenwood School

Raffle - Allenwood School PTG - Chinese Auction - November 18,
2005 - 6:00 - 9:00 P.M. - Allenwood School

Street Closing - Winesap Drive - September 24, 2005 (rain date September 25, 2005) Block Party - 12 noon - 10:00 P.M.

Street Closing - Grant Street - September 24, 2005 (rain date September 25, 2005) Block Party - 2:00 - 11:00 P.M.

One Day Liquor Permit - Wall Republican Club - Oktoberfest - South Wall Firehouse - October 23, 2005, 12 noon - 6:00 P.M.

One Day Liquor Permit - Wall Soccer Club - Dinner/Dance - South Wall Firehouse - October 21, 2005, 7:00 - 11:00 P.M.

One Day Liquor Permit - South Wall Firehouse Comedy Night - September 30, 2005, 7:00 & 9:30 P.M. - Benefit Victims of Hurricane Katrina (Ratify)

End of Consent Agenda

Comments from Township Committee

Deputy Mayor Brosnan announced that Saturday, September 17, 2005, will be Kids Day America and invited the public to attend. Committeewoman Burne stated that she was looking forward to a nice day on Saturday.

Audience Participation

Bill Myrtetus, Laurel Avenue, asked what happened to Ordinance 27-2005 because it was not on the agenda. Mr. McLaughlin explained that it had been adopted at a previous meeting on September 7, 2005.

Mr. Myrtetus asked about the paving schedule. Mr. Verruni said a list has not been prepared yet.

Mr. Myrtetus asked about the bike path. Mr. McLaughlin stated that the work had stopped for about two weeks but they are working again. They are completing a portion on Bailey's Corner Road to prepare for the bridge that goes over Hannabrand Brook. It should be finished in the next thirty days.

Mr. Myrtetus asked where the bike path will end. Mr. Verruni said it will go back to the Municipal complex. Mr. Myrtetus asked if the sections that are completed will be opened for use. Mr. Verruni said yes but they still have to put in yellow bollards at the end.

There being no further comments, Committeeman Peters made a motion to adjourn. Deputy Mayor Brosnan seconded and all members voted yes. The meeting adjourned at 8:00 p.m.

September 14, 2005

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TOWNSHIP CLERK

MAYOR