

**MINUTES OF THE REGULAR MEETING
OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF WALL, HELD IN THE
MEETING ROOM, MUNICIPAL COMPLEX
WEDNESDAY, MAY 10, 2006**

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

Mayor Burne read the sunshine statement.

Roll-call was taken by Lorraine Kubacz.

Mayor Burne introduced Assemblyman Sean Kean who was present. Assemblyman Kean thanked the Committee and stated that there are twenty-five towns in the 11th District and asked the Committee and residents to reach out to him whenever he can be of service. Mr. Kean's office is located in Wall Township. Assemblyman Kean stated that the budget is being worked on and it is good news for Wall Township. School funding in this State will change and Wall will make out well when this is done.

Mayor Burne noted that former Mayor Frank Addonizio was in the audience.

Mrs. Kubacz and Mrs. Morris from the Community Relations/Community Alliance Committee Presented prizes for the Joseph L. Kubacz Alcohol and Drug Awareness Poster Contest. There are three winners from each elementary school. West Belmar won an ice cream party for having the highest percentage of entries.

Committeeman Thomson made a motion to approve the Vouchers for April 2006, in the amount of \$8,420,700.37. Committeeman Peters seconded the motion and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Thomson	Yea
Tobia	Yea
Burne	Yea

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

A Proclamation for National Safe Kids Week was read into the record. This proclamation reminds parents of keeping children safe during the summer months.

This being the advertised time for the Second Reading and Public Hearing of **ORDINANCE NO. 11-2006** - Authorizing Lease to Infoage Learning Center entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE LEASING OF BLOCK 240 LOTS 55.01 AND 55.06 A PORTION OF BLOCK 242 LOT 1.03 TO THE INFORMATION AGE LEARNING CENTER (INFOAGE) PURSUANT TO N.J.S.A. 40A:12-14(C)". Mrs. Kubacz read the Ordinance by title only as required by law.

Mayor Burne announced this Ordinance will be carried to June 14, 2006 at 7:30 P.M.

Deputy Mayor Thomson moved that the ordinance be carried to June 14, 2006 at 7:30 P.M. Committeeman Peters seconded the motion and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Thomson	Yea
Tobia	Yea
Burne	Yea

There being five yeas and no nays, the Mayor declared the Ordinance carried.

This being the advertised time for the Second Reading and Public Hearing of **ORDINANCE NO. 12-2006 AS AMENDED** - Tree Removal 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, PERTAINING TO TREE REMOVAL; ABBREVIATIONS AND DEFINIATIONS". Mrs. Kubacz read the Ordinance by title only as required by law.

Motion to amend Ordinance No. 12-2006 to incorporate the recommendations of the Environmental Advisory Committee, as follows:

1. All references to "DBH" shall be changed to read "diameter breast height".
2. Section 3(4) to be amended to provide the correct Latin name of the flowering dogwood (Cornus florida).

Mayor Burne declared the Public Hearing open. There being no comments or objections, Deputy Mayor Tobia moved that the public hearing be closed. Committeeman Devlin seconded the motion and all members voted yes. Deputy Mayor Tobia

moved that the Ordinance as amended be adopted as to its second reading and final passage. Committeeman Devlin

seconded the motion and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Thomson	Yea
Tobia	Yea
Burne	Yea

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

This being the advertised time for the Second Reading and Public Hearing of **BOND ORDINANCE NO. 13-2006** - Improvements to Public Safety Building entitled, "BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 25-2003 ADOPTED ON SPETMEBER 17,2 003 WHICH AMENDED IN PART BOND ORDINANCE NO. 22-2002 ADOPTED ON JUNE 12, 2002, PROVIDING FOR RECONSTRUCTION AND RENOVATIONS TO THE PUBLIC SAFETY BUILDING IN ORDER TO INCREASE THE APPROPRIATION THEREFOR BY \$600,000 FOR A TOTAL APPROPRIATION OF \$4,800,000 TO INCREASE THE AUTHORIZED BONDS AND NOTES TO BE ISSUED TO FINANCE A PORTION OF THE COSTS THEREOF BY \$570,000 FOR A TOTAL DEBT AUTHORIZATION OF \$4,560,000 AND TO INCREASE THE ALLOCATION OF THE APPROPRIATION TO COSTS PERMITTED UNDER N.J.S.A. 40A:2-20, 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. Mayor Burne declared the Public Hearing open. There being no comments or objections, Deputy Mayor Tobia moved that the public hearing be closed. Committeeman Peters seconded the motion and all members voted yes. Deputy Mayor Tobia moved that the Ordinance be adopted as to its second reading and final passage. Committeeman Devlin seconded the motion and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Thomson	Yea
Tobia	Yea
Burne	Yea

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

With reference to Introduction of **BOND ORDINANCE NO. 14-2006** - Amending Bond Ordinance No. 10-2003 Providing for 18th Avenue Force Main entitled, "BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 10-2003 ADOPTED ON MAY 14, 2003 PROVIDING FOR THEEIGHTEENTH AVENUE SANITARY SEWER FORCE MAIN EXTENSION IN ORDER TO INCREASE THE APPROPRIATION THEREFOR BY \$160,000, TO INCREASE THE AUTHORIZED BONDS AND NOTES TO BE ISSUED TO FINANCE A PORTION OF THE COSTS THEREOF BY \$152,000 AND TO INCREASE THE ALLOCATION OF THE APPROPRIATION TO COSTS PERMITTED UNDER N.J.S.A. 40A:2-20, 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 Peters moved that the Ordinance be adopted as to first reading. Committeeman Thomson seconded the motion and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Thomson	Yea
Tobia	Yea
Burne	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 June 14, 2006 at 7:30 P.M. Committeeman Thomson seconded the motion and all members voted yes.

With reference to Introduction of **BOND ORDINANCE NO. 15-2006** - Amending Bond Ordinance No. 34-2003 - Improvements to Bike Path entitled, "BOND ORDINANCE SUPPLEMENTING BOND ORDINANCE NO. 34-2003 ADOPTED ON NOVEMBER 12, 2003 WHICH PROVIDED FOR VARIOUS IMPROVEMENTS, IN ORDER TO APPROPRIATE AN ADDITIONAL \$230,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$218,000 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AND TO INCREASE THE ALLOCATION OF THE APPROPRIATION TO COSTS PERMITTED UNDER N.J.S.A. 4A:2-20, 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 Peters moved that the Ordinance be adopted as to first reading. Committeeman Peters seconded the motion and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Thomson	Yea
Tobia	Yea

Burne

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 June 14 2006 at 7:30 P.M. Committeeman Thomson seconded the motion and all members voted yes.

With reference to Introduction of **BOND ORDINANCE NO. 16-2006** - Amending Bond Ordinance No. 20-2003 - Various Water and Sewer Improvements entitled, "BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 20-2003 ADOPTED ON AUGUST 13, 2003, PROVIDING FOR VARIOIUS WATER AND SEWER IMPROVEMETNS IN ORDER TO EXPAND THE SCOPE OF THE IMPROVEMENTS AUTHORIZED THEREBY, 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 Peters moved that the Ordinance be adopted as to first reading. Committeeman Thomson seconded the motion and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Thomson	Yea
Tobia	Yea
Burne	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 June 14, 2006 at 7:30 P.M. Committeeman Thomson seconded the motion and all members voted yes.

With reference to Introduction of **ORDINANCE NO. 17-2006** - Amending Chapter 215 "Traffic" entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 215, "TRAFFIC" OF "THE CODE OF THE TOWNSHIP OF WALL," AS AMENDED AND SUPPLEMENTED, PERTAINING TO LOW SPEED VEHICLES." Mrs. Kubacz read the Ordinance by title only, as required by law. Committeeman Thomson moved that the Ordinance be adopted as to first reading. Committeeman Devlin seconded the motion and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Thomson	Yea
Tobia	Yea

Burne

Yea

There being five yeas and no nays, the Mayor declared the Ordinance adopted as to its first reading. Committeeman Thomson moved that the Clerk advertise the Ordinance according to law, the second reading and public hearing to be held June 14, 2006 at 7:30 P.M. Committeeman Devlin seconded the motion and all members voted yes.

With reference to Introduction of **ORDINANCE NO. 18-2006** - Utility and Construction Easement - Block 314, lot 1 - Highway 35 entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A UTILITY EASEMENT AND A TEMPORARY CONSTRUCTION EASEMENT OVER A PORTION OF BLOCK 314, LOT 1." Mrs. Kubacz read the Ordinance by title only, as required by law. Deputy Mayor Tobia moved that the Ordinance be adopted as to first reading. Committeeman Devlin seconded the motion and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Thomson	Yea
Tobia	Yea
Burne	Yea

There being five yeas and no nays, the Mayor declared the Ordinance adopted as to its first reading. Deputy Mayor Tobia moved that the Clerk advertise the Ordinance according to law, the second reading and public hearing to be held June 14, 2006 at 7:30 P.M. Committeeman Devlin seconded the motion and all members voted yes.

With reference to Introduction of **ORDINANCE NO. 19-2006** - Amending Chapter 140 Land Use - Schedule of Permitted and Conditional Uses Pertaining to HB Zone entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AMENDING CHAPTER 140, THE "LAND USE AND DEVELOPMENT REGULATIONS OF THE TOWNSHP OF WALL, "OF THE CODE OF THE TOWNSHIP OF WALL, SECTION 140-138, "SCHEDULE OF PERMITTED AND CONDITIONAL USES," PERTAINING TO THE HB (HIGHWAY BUSINESS) ZONES" 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 Thomson seconded the motion and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Thomson	Yea
Tobia	Yea
Burne	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 June 14, 2006 at 7:30 P.M. Committeeman Thomson seconded the motion and all members voted yes.

Consent Agenda

With reference to Items 15 A - V, it 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 Burne asked if any member of the Township Committee wished to consider any item separately.

Mayor Burne noted that the Committee met with the Superintendent of Schools and the temporary Business Administrator and stressed that it was the Board's responsibility to look at the budget in order to find reductions. The Township Committee took a position that it would not do anything to impact the quality of education we provide to our children. The Board has reduced the budget by \$375,000, with a \$100,000 reduction in health benefits and also an increase in anticipated revenues of \$275,000. This will result in a tax reduction of ½ cent and there will be no cuts in educational programs or services.

There being no further comments, a motion was made by Committeeman Peters and seconded by Committeeman Thomson to adopt the following Resolutions, and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Thomson	Yea
Tobia	Yea
Burne	Yea

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

#06-502 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL APPOINTING AN ACTING MAYOR - ROBERT D. PETERS

#06-503 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF WALL AUTHORIZING CHANGE FUNDS WITHIN THE TOWNSHIP
OF WALL

#06-504 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE EXECUTION AN AGREEMENT WITH THE MONMOUTH COUNTY PROSECUTOR'S OFFICE AND THE MONMOUTH COUNTY CHIEFS ASSOCIATION REGARDING THE UTILIZATION OF THE MONMOUTH COUNTY EMERGENCY RESPONSE TEAM (MOCERT)

#06-505 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL CONCERNING THE ANNUAL SCHOOL BUDGET OF THE WALL TOWNSHIP BOARD OF EDUCATION FOR 2006/2007 SCHOOL YEAR

#06-506 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RELEASE OF A CERTAIN MAINTENANCE BOND POSTED FOR BLOCK 762, LOTS 27, 35 AND BLOCK 772, LOT 1 - FOX RUN ESTATES

#06-507 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL PERTAINING TO A SOIL REMOVAL PERMIT FOR BLOCK 801, LOT 7

#06-508 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE ISSUANCE OF A SOIL REMOVAL PERMIT PERTAINING TO LOT 1 IN BLOCK 829 - ROUTE 34

#06-509 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE PUBLIC ADVERTISEMENT FOR BIDS FOR THE PURCHASE OF BITUMINOUS CONCRETE

#06-510 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR RENOVATIONS AND IMPROVEMENTS TO POLICE HEADQUARTERS

#06-511 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL EXTENDING A CONDITIONAL REDEVELOPER DESIGNATION FOR PROPERTY KNOWN AS LOTS 6, 7 AND 12 IN BLOCK 12 IN THE WEST BELMAR GATEWAY REDEVELOPMENT AREA

#06-512 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE ISSUANCE OF A FIREWORKS DISPLAY PERMIT TO THE WALL TOWNSHIP RECREATION DEPARTMENT

#06-513 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN WATER/SEWER REFUNDS

#06-514 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE CANCELLATION OF TAXES

#06-515 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF WALL AUTHORIZING PAYMENT OF 30 VACATION DAYS, ½ OF
20 SICK HRS AND 341.09 COMP HOURS - DANIEL SAVAGE

#06-516 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN PERSONNEL ACTIONS

One Day Liquor Permit - Township of Wall Volunteer Appreciation Day - June 4, 2006

One Day Liquor Permit - William G. Wellhofer Scholarship Foundation - June 21, 2006 - Oak Tree Lodge - Benefit Scholarship Foundation

One Day Liquor Permit - Wall PBA #234 - June 17, 2006 - Pine Grove Day Care Camp - Benefit Autistic Children

One Day Liquor Permit - Monmouth County Police Chiefs' Association - August 13, 2006 - Pat's Thirty Acres - Benefit Monmouth County Chiefs of Police

One Day Liquor Permit - Glendola Fire Company - July 15, 2006 - Oak Tree Lodge

Raffle - South Wall Little League - June 9, 2006 - Various Gifts - Benefit South Wall Little League

Raffle - Wall Soccer Club - August 1, 2006 - 20/50 - Benefit Wall Soccer Club

End of Consent Agenda

Comments from Township Committee

None

Audience Participation

Jeff Foster, Marconi Road, stated that he came before the Committee in January about the new Recreation facility. The residents here tonight are very concerned and worried about the values of their homes if this facility is built. Mayor Burne stated she met with different people and the facility is not happening. The Committee voted on this and it was voted down. It is not happening.

Mr. Foster asked if this could be brought back in the future. Mayor Burne said that anything can happen in the future, but it will not happen while this Committee is sitting on the governing body. Mr. Foster said he was glad to hear that and asked if something can be deleted from the Army plans about recreation facilities so that the people will be more relaxed.

Mrs. Burne restated that this (facility) is not happening. The reuse Committee had plans submitted to the federal government but this governing body will not let it happen.

Mr. Foster was concerned about ten years down the road and asked if the residents within 200 feet could be notified if something were to happen. Mayor Burne said that anyone within 200 feet would be notified. Mr. Foster said that the State does not require this. Attorney McLaughlin replied that it is the Township policy to notify everyone within 200 feet.

Mr. Foster stated that he was not notified of Marconi Park, North Wall Little League. Mr. Verruni stated that a portion was just received within the last 60-90 days. Mr. Foster asked if something could be put in writing guaranteeing notification. Committeeman Devlin asked if an Ordinance could be drafted. Mr. McLaughlin replied that the municipal land use law doesn't require this, but it is the Township policy to notify by certified mail when the Township has an application before the Planning Board. Mr. McLaughlin stated that the Township does not do perpetuities. This Governing Body can't control a future governing body. All they can do is decide what happens while they are here. There is no way of knowing what will happen in 10-15 years.

Mr. Foster asked if an Ordinance would be better. Mr. McLaughlin replied that it might be better, but it can be changed. Committeeman Devlin again asked for something in writing so that in five or ten years, if a different Committee is doing something, these people will be notified. Mr. McLaughlin said it would be up to the Committee to decide. Mayor Burne said that the Committee would discuss it.

Frank Addonizio stated that he read an article in the Coast Star concerning this indoor track and noted that this had been discussed on other occasions. At that time, only one member was against it and that was John Devlin. Now, John Tobia, Mary Burne and Bob Peters voted against it and the only one who voted for it is Ned Thomson. Mr. Addonizio asked the Committee what motivated them to change their opinion on this.

Mayor Burne stated that the Committee never said they would go ahead with this at any time. This isn't going to happen. Mr. Addonizio said he is president of the Homeowners' Association and this is a question of credibility. This Committee can go on record, but another Committee can change it. Mr. Addonizio again asked what motivated the change of

opinion because the people would like to hear this so the credibility is still there.

Deputy Mayor Tobia replied that the reuse plan of Camp Evans area was put forth in writing long before he was on the Committee. As a result, it was worthwhile to look into it. It will not be built due to the budget constraints of this Township Committee. There are plenty of other things that are more deserving. As long as Mr. Tobia is on the Committee, we will not have this. The actual concept was done 18-20 years ago as a back burner issue.

Mr. Addonizio stated that this response is reasonable. That's why he would like to hear from the other members. Committeeman Thomson stated that it was not that he opposed it or was for the facility. Mr. Thomson stated that he was for doing the research to see what it would mean to the town. This was part of the Master Plan. Mr. Addonizio thanked Mr. Thomson for the clarification.

Committeeman Peters said that he didn't read in the newspaper that Mr. Devlin was against it and everyone else was for it, but that he does know that this building was the wrong place at the wrong time. This was an idea, but now it's a dead issue.

Mayor Burne stated that Mr. Addonizio served on the governing body and that he knows that the Mayor is very conservative and tries, whenever possible, to keep this a suburban community. Mr. Addonizio said that that was an excellent answer.

Nancy Newhouse, West Atlantic Avenue, asked about the SUV that the Superintendent of Schools was driving. Mayor Burne replied that the best place to answer that question is at the School Board. Many times residents think that the Township Committee has control of what is happening at the school. There is an elected Committee and an elected school board and they set the policy. Ms. Newhouse asked, with taxes, shouldn't the residents have a say in that. Mayor Burne replied that the school board is a separate entity and Ms. Newhouse should go to the school board and ask them these questions.

Ed Morgan, Magnolia Avenue, read that the township received an influx of money from dog licenses and that a door to door canvas was done. Mr. Morgan asked if this paid for the amount used for the canvas. Mr. Verruni replied that this canvas is required by the State and that it must be done. Mr. Morgan also asked about cutting costs for legal bills and the solicitor. Mr. Morgan stated that he is not advocating someone else taking the position, but this is something the

Township needs to do because of the large legal bills. The County is looking at theirs and there are different alternatives.

Administrator Verruni replied that the Township Committee asked him to do an analysis report for 24-36 months of in-house vs. outside. This was done a few years ago and the Township is ahead of the curve. The Township does annual rate analysis on municipal attorneys. Mayor Burne stated that there are a lot of attorneys out there who are being paid and don't do the excellent job that our attorney is doing. Mr. Morgan stated again that he is not advocating getting rid of our attorney.

Mayor Burne stated that cost is a concern and the Committee has asked Mr. Verruni to look around knowing all the added and extra time that our attorney takes care of. The Township does have a good solicitor.

Mr. Morgan asked if there have been any new restaurants with BYOB and if there have been any extra problems. Mr. Morgan stated that he has been in the restaurants with the BYOB and there was one where a couple was breaking the law because they had five people at the table, and the Ordinance says that only four are permitted. Mayor Burne asked if Mr. Morgan called the police. Mr. Morgan replied that even though the Township adopts an Ordinance, it doesn't mean a thing. The Ordinance says four. Mrs. Burne said if something is wrong, Mr. Morgan should call the police. Mr. Verruni said the Ordinance covers parties and Mr. Morgan should come in to see him and he will explain it.

Everett LeCompte, Edgemere Road, stated that he just found out about the Camp Evans issue and is concerned about it because of the location. Mr. LeCompte's home backs up to this property and when he purchased it three years ago he asked what would be done with this property and was assured by the Township Administrator that it would be passive recreation and nothing would be built there. The plans that are being considered are calling for a drainage area. Mr. LeCompte's home gets water in it and asked if the water table was going to be increased. Mr. LeCompte also asked who would pay if he gets more water. Mr. LeCompte said that Mr. Foster is trying to assure that residents would be notified and he is asking for the same courtesy.

Mayor Burne replied that if anything should be built, anyone within 200 feet would be notified. That is the Township policy. Mrs. Burne said regarding the construction of the indoor facility, it is not happening. Mrs. Burne will not vote for this and the majority of the Township Committee will not vote for it. Everyone can rest assured. What can

happen 20, 30 or 50 years from now, we don't know. But right now, this is not happening.

Mr. LeCompte spoke about an incident of theft a few weeks ago. He notified the police and after a week, Mr. LeCompte received a call from a detective and he supplied the information and advised the officer that he knew where the thief lived. Mr. LeCompte was told that an officer would be sent to see him, but no one came. A week later a detective came and started the investigation, but told Mr. LeCompte that when they spoke with the residents in the area of where the thief lived, they were told that he moved.

Mr. LeCompte stated that he had called the police four times and if they had acted at the time of the calls they would have caught him. Mayor Burne stated that she would check with the Police and Mr. Verruni would get more information and get back to Mr. LeCompte.

8:30 p.m. Committee recessed.

8:40 p.m. The meeting resumed.

Eric Brophy, Cortland Drive, stated that there are still some questions that have not been answered regarding the proposed arena. Mayor Burne said this is not happening. What else is there to answer? Mr. Brophy asked whose idea it was to put the article in the water bill. Mayor Burne stated that a new recreation director was hired and when he looked at his duties, he read something about this and put it in the water bill but no one on the Township Committee saw it before that.

Deputy Mayor Tobia said as a result of that, everything that goes into the bills, now goes before the Township Committee. Mr. Brophy asked if anyone on the Committee had approved the insert. Mayor Burne said no. Mr. Brophy asked who commissioned the original site plan. Mayor Burne said it was part of the committee that looked into the reuse of Camp Evans many years ago. These were Wall citizens. The proposal was that it would be used for recreation, passive recreation and education. Nothing specific was done. When Mr. Verruni began, it was looked into as to what could be there, but that's as far as it went. Mr. Brophy asked if there were drawings. Mayor Burne said yes.

Attorney McLaughlin advised that there were two committees that looked at this, the reuse committee and the Township Committee. A section was proposed for recreation. The Township Committee voted for active recreation. This was approved, but not until after there were public hearings. This was done around 1985.

Mr. Brophy asked if there was ever a definite definition of what that facility would be such, as a sports arena. Mr. McLaughlin responded yes, in the reuse plan there is a list of

a whole series of activities that could be there. It was never described as an arena. The list in the Master Plan was a list of what could be there.

Mr. Brophy asked where the idea of a field house came in because an indoor community rec center would be a meeting room, not a sports center for twelve hundred people. Mr. McLaughlin stated that at the end of last year at one of the meetings, Mr. Verruni brought a number of projects that were proposed. One of the topics was the active recreation center at Camp Evans. It was an end of the year recap of what projects were out there and what, if anything, should be done with these projects. A new Youth Center was discussed and the North Wall Little League asked for additional fields. They wanted to put them on the corner of Monmouth Road and Belmar Boulevard. Mr. Verruni advised them that the Committee would not have a problem with additional fields but the Master Plan had something else located there. Mr. Verruni suggested the fields be moved back, and that is how this came to the Township Committee. The Committee asked Mr. Verruni to start an investigation about this.

The Committee talked about what could be done and asked the new Recreation Director to do research on an indoor facility. An indoor recreation facility was talked about over twenty years ago, nothing more than that. The newspaper reported the ideas that were discussed. The Recreation Director was asked to look into the matter, nothing else.

Mr. Brophy asked if this new person acted on his own and sent out mailings without direction from anyone. Mr. McLaughlin replied yes, what it said was that in the initial plan was a functional recreation facility, still in very early stages of development. It wasn't called an arena.

Mr. Brophy asked if the North Wall Sports complex was done before or after this was discussed with the Recreation Director. Mr. Verruni replied it was part of the discussion because NWLL wanted to put the fields in and Mr. Verruni asked for a plan to be drawn up. The original plan for Camp Evans showed a rec center and we wanted to preserve that area according to the original Master Plan.

Mr. Brophy thanked Mary Burne, John Tobia and Bob Peters for changing their minds on this and asked if it was the same decision for all of them as it was for Deputy Mayor Tobia. Mayor Burne responded that this was just being looked into, it was not a last minute decision. Mr. Verruni had said he was going to look into this. Mrs. Burne stated that she never

said to go ahead with this item and had not made up her mind that this building would be done.

Committeeman Peters seconded Mayor Burne's statement and said that it was never three people for this project and one against it. There were never four people for this project. Mr. Brophy asked if all three have been against the project. Mayor Burne stated that she never really discussed it. It was done in the reuse plan. A decision has been made and it is not happening.

Mr. Brophy asked Mr. Tobia if he has always been against this. Mr. Tobia replied that any type of concept has to be reviewed and the pros and cons are weighed and then voted accordingly. Mr. Tobia stated that he doesn't feel this is the proper place for this type of facility.

Mr. Brophy asked if anyone on the Committee was willing to take the next step that would require notification. Mayor Burne said it would be a shame to do this just to appease Mr. Brophy. We have said that anyone could change that and it could happen, but it is not happening.

Mr. Brophy said that the Committee has the option to set a precedent that could go forward in this town. Mayor Burne said it is not a precedent. Should anything like this occur, everyone would have to be notified. Mr. Brophy said the Township does this as a courtesy and not everyone has to be notified. Mr. Verruni repeated that it is a Township policy that he notify everyone within 200 feet.

Committeeman Devlin asked why the Committee couldn't draft an Ordinance, vote on it and call it an assurance. Mayor Burne said it is not an assurance, someone else can change it. Mr. Brophy asked why pass any Ordinance if it could be overturned at any time. Committeeman Thomson stated that they are asking for notice, just notify them.

Jeff Foster, Marconi Road, said that he contacted the Department of Interior who has to oversee any projects on this site and asked why they weren't notified of this proposal. If Wall Township wants to do this, they must amend their application. Mr. Verruni asked if Mr. Foster had seen the rec plan. Mr. Foster said no. Mr. McLaughlin stated that he has spent twelve years working on the Camp Evans property. First, the reuse process took four years. There were public hearings. The reuse Committee had two meetings and the Township Committee had two meetings.

Mr. McLaughlin continued that at the meetings the room was full of people and experts were presenting all the ideas for Camp Evans. There were people very strongly in favor of

active recreation and a field house. They said it was great for the children and great for the seniors. The public sentiment at that time was very much in favor of this type of

facility at Camp Evans. The town could get the property without paying for it. Now there is a lot of public sentiment not to do this. The Township Committee doesn't do perpetuity, ten years from now it could change.

The Township Committee was required to adopt a reuse plan and it was approved by the Department of Army, Interior, Defense and several other departments. The reuse plan is on file here and it shows specifically that that was active recreation. In addition it shows an indoor facility which looks like a box. This was approved by every federal department. That is how the Township received the property. That property has to be used for recreation, either active or passive.

Mr. Foster asked if the woman from the State was wrong. Mr. McLaughlin stated that the reuse plan that was approved shows active recreation and it shows an indoor facility. Mayor Burne asked if it could be that the woman from the State is thinking that the plans are already done and that this is going to be built. She might be misunderstanding. Under our guidelines, we could approve an indoor sports facility with meeting rooms and a swimming pool.

Mr. Foster stated that the Committee doesn't want to adopt an ordinance because they don't care about the public.

Mrs. Burne again repeated that everyone can be assured that the Committee is not voting for that facility to be built. Mr. Foster said he is worrying about the future. Mrs. Burne said this is not going to happen at this moment. If someone else is voted on the committee it may change. Mr. Foster said it could change next year. Mrs. Burne said that she would still be on the Committee next year.

Mr. Foster asked who was in charge of the plan for active recreation. Since the building is not being built, what is going to go there now. Mayor Burne replied that nothing is planned right now. It might be open space. Mr. Foster said that he wants input on what is going to go there because it is a major concern. Mayor Burne said that she loves Wall Township and would like it to remain the same way.

Ed Morgan, said that procedures can be changed by making a motion. The people want the Committee to adopt an ordinance. With an ordinance, it must be advertised and that is what the people want. Committeeman Devlin made a motion that the Committee draft an ordinance consisting of notification to residents. Mr. McLaughlin said it could be

drafted if the Committee wants. Mr. Thomson said Mr. McLaughlin should draft the Ordinance.

Nancy Draper, Wooley Road, said that she feels this area is being dumped on because it's not in the Committee's neighborhood. Mayor Burne said that all of Wall Township is her backyard. Ms. Draper asked about Route 18. Once \$700,000-\$800,000 homes were built, that was the end. Mayor Burne replied that it is not the Township's problem. The State decided to do this. Once development is started in a community, we should learn from our mistakes. If you ruin any part of this community, you ruin it all. When the State acquired the property, they should have done it in a reasonable time. Ms. Draper said Route 18 should have been extended all the way out. It wasn't because the homes were built.

Ms. Draper stated that when something is rezoned, it's not fair when it's rezoned for something to be built. The Township needs ratables. We can't get ratables on Route 34 where it wouldn't hurt anyone. Mayor Burne replied that she has lived in Wall Township a long time and served on the Economic Development Committee. The township was looking for ratables. At that time, Route 35 was not developed as it is today. No one wanted to come to Wall at that time until we put in water and sewers on Route 35. Then we couldn't stop developers from coming in.

When we talk about ratables on Route 34, this Township Committee wants quality ratables. We want Wall Township to grow gracefully and have a good quality of life. That's where we will be able to help the tax rate. The community is run well and on the whole it is a beautiful community.

We do want good ratables on Route 34. We run Township Government with no municipal increase this year. The County and schools are higher than what we are taxed in Wall Township. That's where the majority of taxes are paid to. The Township does not have control of that. The school board has control of the school budget. We want Route 34 to be developed, but we don't want something that will be detrimental to the residents.

Robin Cervantes, Tally Ho Drive, stated that she and several of her neighbors received notices that the township is not doing the project at Camp Evans. It looked like only registered voters received the notice. Mrs. Burne stated that she was not aware of how they were sent and asked Mr. Verruni if he was aware of how the notice was sent.

Mr. Verruni replied that the list came through the MIS director. Ms. Cervantes stated that it should have just been

put in the water bill. Ms. Cervantes asked about the bike path and stated that she read in the Coast Star about

discussions about extensions and hopes that the Township Committee does not apply for any grants for other towns.

Deputy Mayor Tobia stated that we have looked at the goals to tie in Camp Evans and get into Shark River Park. This has been discussed. Ms. Cervantes asked if there were issues that would prevent this. Mr. Verruni said getting across Route 138. The Township cannot apply for other municipalities. Howell is applying for their own grant.

Ms. Cervantes asked if there would be any applications filed by Wall Township. Mr. Verruni said that this is not permitted. Ms. Cervantes asked how much further from Hospital Road. Mr. Verruni replied that the current plan would go down Hospital Road and turn on Herbertsville Road. There are only four homes there before it turns into Howell Township. That is the only way we can get across Route 195. But the Township is only looking at this now.

Ms. Cervantes asked if we can get across the bridges on the Parkway. Mayor Burne stated that Assemblyman Kean was at the meeting. The Township wrote to the State, but nothing was done. Then Mrs. Burne contacted Assemblyman Kean and was remiss in not thanking him this evening.

Warren Opitz stated that Committeeman Thomson was quoted in a flyer as saying that there is a great need for a track and field in Monmouth County, and asked if Mr. Thomson still felt this way. Mr. Thomson replied that that was not his quote and that he understands that his name is on this, but he never said it. But Mr. Thomson said that he does feel there is a need for a facility. Mr. Opitz said that this calls for 2,000 to 3,000 seats. Mr. Thomson said if you get a couple hundred at a track meet, it's a lot.

Mr. Opitz stated that Mr. McLaughlin had a problem with the wording, that this calls for 2,000-3,000 people which qualifies as a stadium or arena. Mr. McLaughlin said that he did not have a problem with the definition.

Everett LeCompte, Edgemere Road, said that to a great extent, the Township's hands are tied as to what the Army has provided to use that property. The reuse plan is the basis on which we are restricted as far as active and passive recreation. There are a lot of changes that go on. The Township Committee should consider what would enhance the property and how it will impact on the homeowners and values. Mr. LeCompte is concerned about the influx of 2,000-3,000 people. What the residents want is that they will be assured

to get a notice. They would like to know what is being considered. The InfoAge is a good thing. There needs to be an improvement, but not 2,000-3,000 cars.

Tom Heany, Manito Road, thanked the Committee for the work they are doing on environmental issues and urged them to continue that commitment. Mr. Heany acknowledged the Environmental Advisory Committee for protecting the bike trail and incorporating this in the schools. Mr. Heany stated that he addressed the Board of Education and asked them to consider solar power and looking into grants from the State. Mayor Burne replied that the Committee does not handle the school system.

Mr. Heany urged the Committee to consider solar panels on Township buildings. There are State grants available. Deputy Mayor Tobia stated that he has asked Mr. Verruni and Kate Elia to look into solar panels for the Township and we are waiting for a report on this. Mr. Heany asked if Township vehicles use diesel fuel. Deputy Mayor Tobia replied that Public Works, fire and police use this. Mr. Heany thanked the Committee for its initiatives.

Mr. Heany stated that he is involved in Earth Charter International Group and said the Committee should look into some of the issues that they bring up. Mr. Heany read a poem he wrote on the environment. Mayor Burne stated that the Environmental Advisory Committee has a poetry and essay contest in the school system. Mrs. Burne said that she knows that Mr. Heany is truly concerned about our environment and asked Mr. Heany for a copy of his poem so that she could show it to the student when she presents the awards. The protection of our environment is crucial and hopefully no more destruction will occur. Mrs. Burne thanked Mr. Heany for coming this evening and for giving the Committee a copy of his poem because she knows it came from his heart.

Mr. Heany thanked the Committee.

There being no further comments, Committeeman Peters made a motion to adjourn. Committeeman Devlin seconded and all members voted yes. The meeting adjourned at 9:45 p.m.

TOWNSHIP CLERK

MAYOR