

**MINUTES OF THE REGULAR MEETING  
OF THE TOWNSHIP COMMITTEE OF THE  
TOWNSHIP OF WALL, HELD IN THE  
MEETING ROOM, MUNICIPAL COMPLEX  
WEDNESDAY, DECEMBER 13, 2006**

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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 Deputy Clerk Betty Schinestuhl.

Mayor Burne read the sunshine statement.

Roll-call was taken by Betty Schinestuhl.

John Szeliga, Verizon, made a presentation to the Infoage Center. Fred Carl accepted. Mr. Szeliga said he is a local neighboring resident. He has seen what this Governing Body has done with what they were tasked with. The Governing Body did an admirable job. He thanked Fred Carl. He said Wall Township is lucky to have Fred as a resident. He has done an incredible job. Mr. Szeliga said on behalf of Verizon he is presenting the Infoage Center with a \$5,000 check. Mr. Carl said he's had a long time relationship with Verizon. He said Infoage Center is a group accomplishment. It is us. It is us who have done this. Mayor Burne thanked Verizon for their generosity.

Committeeman Thomson made a motion to approve the Vouchers for October 28, 2006 - December 13, 2006, in the amount of \$18,216,002.01. 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.

Consideration of Adoption of **BOND ORDINANCE NO. 30-2006** - Public Open Space entitled, "BOND ORDINANCE AMENDING

IN PART ORDINANCE NO. 5-2003 ADOPTED ON FEBRUARY 12, 2003,  
AS AMENDED BY BOND ORDINANCE NO. 21-2003 ADOPTED ON AUGUST  
13, 2003, AS AMENDED BY BOND ORDINANCE NO. 3-2005 ADOPTED  
ON FEBRUARY 9, 2005, PROVIDING FOR THE ACQUISITION OF OPEN  
SPACE PROPERTIES, IN ORDER TO CHANGE THE SCOPE OF THE  
IMPROVEMENTS AUTHORIZED THEREBY, AUTHORIZED IN AND BY THE  
TOWNSHIP OF WALL, IN THE

COUNTY OF MONMOUTH, NEW JERSEY". Ms. Schinestuhl read the Ordinance by title only as required by law. Mayor Burne declared the Public Hearing open. There being no comments or objections, Committeeman Peters moved that the public hearing be closed. Committeeman Thomson seconded the motion and all members voted yes. Committeeman Peters moved that the Ordinance be adopted as to its second reading and final passage. 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. Committeeman Peters moved that the Ordinance be advertised according to law. Committeeman Thomson seconded the motion and all members voted yes.

This being the advertised time for the Second Reading and Public Hearing of **ORDINANCE NO. 34-2006** - Mid Block Crosswalks entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING A PORTION OF ORDINANCE 31-2004 REGARDING CHAPTER 215 "TRAFFIC" OF THE CODE OF THE TOWNSHIP OF WALL, SECTION 215-52, SCHEDULE XX ENTITLED "MIDBLOCK CROSSWALKS". Ms. Schinestuhl read the Ordinance by title only as required by law. Mayor Burne declared the Public Hearing open. There being no comments or objections, Committeeman Devlin moved that the public hearing be closed. Deputy Mayor Tobia seconded the motion and all members voted yes. Committeeman Devlin moved that the Ordinance be adopted as to its second reading and final passage. Deputy Mayor Tobia 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. Committeeman Devlin moved that the Ordinance be advertised according to law. Deputy Mayor Tobia seconded the motion and all members voted yes.

**Consent Agenda**

With reference to Items 7 A - S 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. There being no further comments, a motion was made by Committeeman Thomson with the delineation of Item "H: and seconded by Committeeman Peters 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:

#06-1202 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL OPPOSING THE CONSTRUCTION OF A PARK AND RIDE FACILITY ON ROUTE 18 BY THE NEW JERSEY DEPARTMENT OF TRANSPORTATION (RATIFY)

RAFFLE - Wall High School Boosters - Wall Ice Hockey Club - Various Dates - 50/50 (RATIFY)

#06-1204 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL PROVIDING FOR THE TRANSFER OF CERTAIN APPROPRIATIONS

#06-1205 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL APPROVING CHANGE ORDERS NO. 1 & 2 - PUBLIC SAFETY BUILDING

#06-1206 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RELEASE OF ESCROW FEES PERTAINING TO BLOCK 280, LOT 64 - SEA GIRT AVENUE

#06-1207 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RELEASE OF ESCROW FEES PERTAINING TO BLOCK 205, LOT 1 - MONMOUTH BOULEVARD

#06-1208 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING ENFORCEMENT OF TRAFFIC REGULATIONS - BLOCK 916, LOT 1.02

#06-1209 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE EXECUTION OF A DEVELOPER'S AGREEMENT PERTAINING TO LOT 7 IN BLOCK 804 - **TABLED**

#06-1210 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RENEWAL OF A "BYOB LICENSE" PURSUANT TO CHAPTER 62 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF WALL - JAVA MOON CAFÉ

#06-1211 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RENEWAL OF A "BYOB LICENSE" PURSUANT TO CHAPTER 62 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF WALL - ANDY'S PIZZA

#06-1212 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RENEWAL OF A "BYOB LICENSE" PURSUANT TO CHAPTER 62 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF WALL - ITALIA PIZZA PASTA PANINI

#06-1213 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AWARDED A CONTRACT TO A. MONTONE COMPANY FOR IMPROVEMENTS TO MONMOUTH BOULEVARD

#06-1214 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AWARDED A CONTRACT FOR THE SUPPLY AND DELIVERY OF COLD WATER METERS FOR USE BY THE WALL TOWNSHIP WATER DEPARTMENT - RIO SUPPLY, INC., D/B/A SLC METER EAST

#06-1215 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AWARDED A CONTRACT FOR THE PURCHASE OF ONE (1) SANITATION TRUCK - ROBERT H. HOOVER & SONS, INC.

#06-1216 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AWARDED A CONTRACT FOR THE PURCHASE OF A SIX (6) WHEEL BROOM STREET SWEEPER WITH BELT CONVEYOR - W.E. TIMMERMAN

#06-1217 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AWARDED A CONTRACT FOR BITUMINOUS CONCRETE - STAVOLA ASPHALT COMPANY, INC.

#06-1218 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE  
TOWNSHIP OF WALL, COUNTY OF MONMOUTH, STATE OF NEW JERSEY,  
REJECTING ALL BIDS RECEIVED FOR THE PURCHASE OF BRASS GOODS  
AND AUTHORIZING THE RE-ADVERTISEMENT OF BIDS FOR SAME

#06-1219 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE ADVERTISEMENT OF BIDS FOR THE INSTALLATION OF CERTAIN PLAYGROUND EQUIPMENT IN VARIOUS PARKS WITHIN THE TOWNSHIP

#06-1220 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE PUBLIC ADVERTISEMENT OF BIDS FOR THE PURCHASE OF THREE (3) DUMP TRUCKS BY THE WALL TOWNSHIP PUBLIC WORKS DEPARTMENT

#06-1221 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL APPOINTING AN ACTING MAYOR

#06-1222 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN TAX REFUNDS

#06-1223 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT BETWEEN THE TOWNSHIP OF WALL AND 4 CONNECTIONS, LLC

#06-1224 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN PERSONNEL ACTIONS

**End of Consent Agenda**

**Comments from Township Committee**

None

**Audience Participation**

Ms. Bomino, 1919 W. Atlantic Avenue, said she is President of Shore Acres. It is a 55+ community. It is a Mobile Home Park. She said she would like to discuss the Township ordinance that deals with rent control. She said this does not apply to new tenants. This ordinance has a negative effect on the present residents. An 80 year old woman moved out and went to an Assisted Living. She is a life long resident of Wall Township. She asked \$63,000 for her mobile home. She received two offers of \$60,000. They heard what the new rent was going to be, \$7,200 per year and rescinded. She lowered the price to \$45,000 and received an offer of \$40,000. As a result she paid rent for several months and then sold the unit to the landlord

for \$20,000. Ms. Bomino said she pays \$400 per month. The rent has been increased to \$625 for new tenants. New tenants now have to give 1½ months security. \$1500 is quite a lot of money. She said she looked at other town's ordinances and the landlord can raise the rent but there is a cap. Wall Township has no

cap. She said she is asking the Committee to take a new look at this ordinance.

Mayor Burne asked if they finally rented it. Ms. Bomino said it is not rented. It is vacant as of two to three weeks ago. The landlord has purchased other units. He is planning on putting new units in there place.

Mayor Burne asked if anybody paying in or around that rent. Ms. Bomino said we have two new people paying the higher rent. We have three or four other units for sale. They are not selling.

Committeeman Thomson asked if they went to the Mobile Home Rent Control Board meeting. Mrs. Bomino said they went there last March. They told us there is nothing they can do.

Mayor Burne said the Committee will look into it.

Bill Spillane, 1919 W. Atlantic Avenue, expanded a little on the harassment that the resident dealt with. He said he was with her at the Assisted Living facility last week. He said he did not realize the extent the landlord had caused her anxiety. He harassed her. She received letters about picking up leaves. She is living on Social Security. He said he has lived there for 29 years and was very happy. He doesn't want to live there anymore.

Committeeman Devlin asked if this has happened before.

Committeeman Thomson said this is a new landlord. Mr. Spillane said he came in June of last year. He is not what we are used to. He cut maintenance. We are a rent controlled park. We are entitled to the same maintenance. Most of the folks in our park are in their late 70's or 80's. They are afraid to apply for a rent reduction. They are afraid to go to the Mobile Home Rent Control Board.

Mayor Burne said we will look into it.

Mayor Burne wished everyone a Happy Holiday.

Deputy Mayor Tobia wished Catherine from the Coast Star good luck.

Committeeman Thomson made a motion that all business might come before the Township Committee be laid on the table. There was none. 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

Committeeman Thomson made a motion to adjourn the meeting sine die. 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 meeting was adjourned.

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**TOWNSHIP CLERK**

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**MAYOR**